

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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NOV 15 2019
SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

The Honorable Benjamin H. Culbertson, Circuit Court Judge

CASE NO. 2016-CP-26-06495

Cornell Patton, Melissa Patton, Chad Webb and Amy Webb..... Appellants

vs.

Prestwick Land Limited Partnership; Prestwick Homeowners Association, Inc.;
Jackson Companies; City of Myrtle Beach; South Carolina Department of Transportation;
Horry County; Myrtle Beach Air Force Base Redevelopment Authority; Nelson L.
Hardwick & Associates, Inc.; Bermuda Gardens Homeowners' Association d/b/a
Homeowners of Ocean Walk Property Owners Association; Campgrounds, Inc.; and
Prestwick Property Owners Association, Inc., Defendants

OF WHICH:

Prestwick Land Limited Partnership, Jackson Companies and
Campgrounds, Inc. are Respondents

City of Myrtle Beach, Third-Party Plaintiff,

vs.

Phil Eaves and Elizabeth Eaves, Third-Party Defendants,
Counterclaimants, Cross-Claimants..... Appellants

**APPELLANTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

The Appellants propose the following to be included in the Record on Appeal:

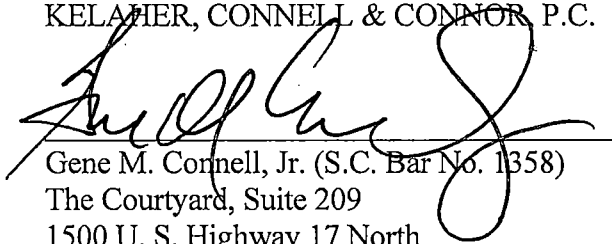
1. Order Granting Summary Judgment filed April 1, 2019
2. Order Denying Plaintiff's Motion for Reconsideration filed June 10, 2019

3. Transcript of Hearing February 27, 2019
4. Transcript of Hearing (on Reconsideration) May 29, 2019
5. Motion for Reconsideration filed April 9, 2019
6. Defendants' Motion for Summary Judgment and Memorandum in Support October 24, 2018
7. Amended Complaint September 26, 2017
8. Answer of Prestwick Land Limited Partnership, Jackson Companies and Campgrounds, Inc. to Amended Complaint October 19, 2017
9. Affidavit of Gene M. Connell, Jr. February 26, 2019
10. Affidavit of Cornell Patton October 10, 2018
11. Affidavit of Robert Taylor November 10, 2017
12. Deposition of Robert Taylor November 19, 2018 including Exhibits
13. Plaintiff's Exhibit No. 1 at Motion for Summary Judgment Hearing

We certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

KELAHIER, CONNELL & CONNOR, P.C.



Gene M. Connell, Jr. (S.C. Bar No. 1358)
The Courtyard, Suite 209
1500 U. S. Highway 17 North
Post Office Drawer 14547
Surfside Beach, South Carolina 29587-4547
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(843) 238-5050 (facsimile)
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Attorney for Appellants

November 14, 2019

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Counterclaimants, Cross-Claimants..... Appellants

PROOF OF SERVICE

PERSONALLY appeared before me, Shelia Y. McCumbee, who being duly sworn, deposes and says that she is an employee of Kelaher, Connell & Connor, P.C., and that she has served a copy of the **Appellants' Designation of Matter to be Included in the Record on Appeal** on the Respondents, on the 14th day of November, 2019, by depositing a copy of same in the United States Mail, postage prepaid, to:

Douglas C. Baxter, Esquire.
Richardson Plowden & Robinson, P.A.
P. O. Box 3646
Myrtle Beach, SC 29578

Carmen V. Ganjehsani, Esquire
Richardson Plowden & Robinson, P..A.
P. O. Drawer 7788
Columbia, SC 29202

Shelia Y. McCumbee
Shelia Y. McCumbee

SWORN AND SUBSCRIBED before me,
this 14th day of November, 2019.

Donna H. Hand
Notary Public for South Carolina
My Commission Expires: 3-28-26

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

SUITE 209

THE COURTYARD

1500 U.S. HIGHWAY 17 NORTH

P.O. DRAWER 14547

SURFSIDE BEACH, SOUTH CAROLINA 29587

EDWARD T. KELAHER*
GENE M. CONNELL, JR.
L. SIDNEY CONNOR, IV
LISA POE DAVIS
*OF COUNSEL

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238-5648
FAX: 238-5050

November 14, 2019

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SC Court of Appeals

Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: *Cornell Patton, et al. v. Prestwick Land Limited Partnership, et al.*
Appellate Case No. 2019-000964
C/A No. 2016-CP-26-06495
Our File No. 2015-0293C

Dear Ms. Kitchings:

Enclosed please find the following for filing in the above-captioned matter:

- (1) Original and one copy of Initial Brief of Appellants, with Proof of Service;
- (2) Original and one copy of Appellants' Designation of Matter to be Included in Record on Appeal, with Proof of Service;

We also enclose a self-addressed, stamped envelope for return of a filed copy to this office.

By copy of this letter, we hereby serve copies of these documents on Respondents through counsel of record.

With best regards, I am

Sincerely yours,

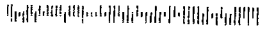


Gene M. Connell, Jr.

GMC,Jr.:sm

Enclosures

cc: Carmen V. Ganjehsani, Esquire
Douglas C. Baxter, Esquire



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<i>Kelcher, Connell & Connor, PC</i> 1500 US HIGHWAY 17 NORTH, SUITE 209 POST OFFICE DRAWER 14547 SUNSIDE BEACH, SC 29587	
To	Jenny Abbott Kitchings Clerk, South Carolina Court of Appeals Post Office Box 11629 Columbia, South Carolina 29211