

THE STATE OF SOUTH CAROLINA
in the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2017-CP-26-03062

William J. Muse, individually
and as President of NEM, Inc.
d/b/a The Sandy Monkey;
Sharon Cumbie; Kathryn
Montorio; and Christopher B.
Campbell, Defendants,

Respondents,

Of which William J. Muse,
individually and as President
of NEM, Inc. d/b/a The Sandy
Monkey; Sharon Cumbie; and
Kathryn Montorio are the
Respondents

RECEIVED
DEC 02 2019
SC Court of Appeals

v.

Michele M. Messer,

Appellant.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

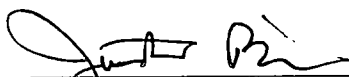
Appellant proposes the following be included in the Record on Appeal:

1. Complaint;
2. Answer;
3. Entry of Default;
4. Dr. Eagerton Report dated December 22, 2016 and July 25, 2018;
5. Dr. David Eagerton Deposition Transcript from July 31, 2018;
6. Christopher Campbell Deposition Transcript from September 6, 2018;
7. Elizabeth Trendowski Deposition Transcript from November 7, 2018;
8. Amended Answer;

9. Defendants' Memorandum in Support of Summary Judgment;
10. Plaintiff's Memorandum in Opposition of Summary Judgment;
11. Form 4 Order dated May 29, 2019
12. Transcript, Motion Hearing held on May 29, 2019;
13. Order Granting Summary Judgment dated June 21, 2019;
14. Notice of Appeal; and
15. Proof of Service.

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

BICE LAW LLC



Justin D. Bice
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Attorney for Appellant

November 26, 2019

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Case No. 2017-CP-26-03062

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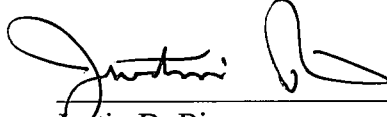
Appellant.

PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal on Respondents, by depositing a copy of it in the United States Mail, postage prepaid, on November 26, 2019, addressed to their attorney of record, J. Boone

Aiken, III, Esquire, Aiken Bridges, Post Office Drawer 1931, Florence, South Carolina 29503.

BICE LAW LLC

A handwritten signature in black ink, appearing to read "Justin D. Bice", written over a horizontal line.

Justin D. Bice

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Attorney for Appellant

November 26, 2019

BICE LAW LLC

North and South Carolina Law Firm

November 26, 2019

**Via U.S. Mail and
Via Fax (803-734-1839)**
Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

**Re: Michele M. Messer v. William J. Muse et al.
Appellate Case No.: 2019-001 199**

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Dear Ms. Kitchings:

Enclosed, please find Appellant's Initial Brief, Designation of Matter to Be Included in the Record on Appeal, and Proof of Service.

Sincerely,

s/ Justin Bice
Justin Bice
Bice Law, LLC
406 Tom Hall Street
Fort Mill, SC 29715
Phone/Fax: 803-639-8777
Attorney for Appellant

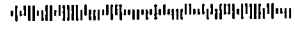
cc: J. Boone Aiken, III, Esq. (Via E-Mail & U.S. Mail)

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SC Court of Appeals



Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
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