

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY **RECEIVED**
Court of Common Pleas
The Honorable Robin B. Stilwell, Circuit Court Judge
Case No: 2017-CP-23-00311

DEC 09 2019
SC Court of Appeals

Appellate Case No. 2019-001506

Ex Parte: Trustgard Insurance CompanyAppellant-Respondent

In Re:

Terrence Graham,.....Plaintiff

v.

Full Logistics, Inc.,..... Defendant

Of Whom Terrance Graham is theRespondent-Appellant

**APPELLANT-RESPONDENT'S DESIGNATION OF
MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

Pursuant to Rule 209, SCACR, Appellant-Respondent designates the following items for inclusion in the Record on Appeal:

Orders, Judgments, Decrees, and Decisions

1. Order for Service by Publication, entered May 1, 2017;
2. Order Denying Motion for Default, entered May 10, 2018;
3. Order of Default Against Full Logistics, entered May 15, 2018;
4. Order of Damages by Way of Default, entered July 24, 2018;
5. Order for Re-Hearing, entered Aug. 21, 2018;
6. Letter from Judge Stillwell, dated July 3, 2019;

7. Order Granting Motion to Intervene and Denying Motion to Set Aside Default Judgment, entered August 9, 2019;

Pleadings

8. Summons and Complaint, filed Jan. 23, 2017;
9. Defendant Johnnie Foster's Answer, filed Mar. 15, 2017;
10. Affidavit of Brian Smith, Esquire, Requesting Order for Service by Publication, and accompanying Affidavits of Non-Service of Karen Garrett, filed Apr. 27, 2017;
11. Affidavit of Default and accompanying Affidavit of Service as to Full Logistics of Silvaggio, filed Apr. 30, 2018;
12. Affidavit of Service as to Johnnie Foster, filed Apr. 30, 2018;
13. Brian Smith's Letter to Drico Fuller and Certificate of Service, filed Aug. 21, 2018;
14. Full Logistics' Motion to Vacate and/or Set Aside Judgment for Default Damages, filed Nov. 29, 2018;
15. Full Logistics' Memorandum in Support of Motion to Vacate and/or Set Aside Judgment for Default Damages, with accompanying exhibits, filed Jan. 4, 2019;
16. Plaintiff's Motion to Strike Affidavits, filed Jan. 7, 2019;
17. Trustgard Insurance Company's Motion to Intervene and Set Aside Default Judgment, and accompanying affidavit of Larry Nelson, filed Feb. 22, 2019;
18. Trustgard Insurance Company's Memorandum in Support of Motion to Intervene and Set Aside Default Judgment, with accompanying exhibits, filed April 15, 2019;
19. Plaintiff's Memorandum in Opposition to Motion to Vacate and Set Aside Default, with accompanying exhibits, filed April 23, 2019;
20. Plaintiff's Letter and accompanying exhibits 23 and 24 to Memorandum in Opposition, filed April 24, 2019;
21. Plaintiff's Letter and accompanying "Timeline of Events," filed April 24, 2019;
22. Trustgard Insurance Company's Supplemental Memorandum in Support of Motion to Intervene and Set Aside Default Judgment, with accompanying exhibit (Affidavit of Dominic Moscato), filed June 28, 2019;
23. Trustgard Insurance Company's Motion to Stay a Formal Ruling Pending Discovery, filed July 18, 2019;

Transcripts

24. Complete Transcript of Damages Hearing before The Honorable Letitia H. Verdin, held June 26, 2018 (cited as “Damages Hr’g Tr.”);
25. Complete Transcript of Motions Hearing before The Honorable Edward W. Miller, held January 8, 2019 (cited as “First Motions Hr’g Tr.”).
26. Complete Transcript of Motions Hearing before The Honorable Robin B. Stilwell, held April 24, 2019 (cited as “Second Motions Hr’g Tr.”);

Exhibits

27. Plaintiff’s Exhibit 1 (Notebook of Damages Documents) from June 26, 2018 Hearing
28. Court’s Exhibit 1 (documents) from April 24, 2019 Hearing

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

Respectfully submitted,

COLLINS & LACY, P.C.



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ATTORNEYS FOR APPELLANT-RESPONDENT
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December 9, 2019

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PROOF OF SERVICE

I certify that I have served Appellant-Respondent Trustgard Insurance Compan’s *Initial Brief and Designation of Matter* on the following counsel for Respondent-Appellants Terrance Graham and Defendant Full Logistics, Inc. by mailing via USPS first class mail, a copy of same, on December 9, 2019:

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