

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Robin B. Stilwell, Circuit Court Judge

RECEIVED

DEC 16 2019

SC Court of Appeals

Appellate Case No.: 2019-001506

Ex Parte: Trustgard Insurance Company Appellant-Respondent,

In Re:

Terence Graham, Plaintiff,

-v-

Full Logistics, Inc., Defendant,

Of Whom, Terence Graham, is Respondent-Appellant.

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

Respondent-Appellant designates the following items for inclusion in the Record on Appeal, in addition to the materials designated by the Appellant-Respondent.

- 1) Order, filed August 9, 2019;
- 2) Damages Order, filed July 24, 2018;
- 3) Order of Default, filed May 15, 2018;
- 4) Summons and Complaint, filed January 23, 2017
- 5) Affidavit of Service on Full Logistics, Inc., served April 28, 2017
- 6) Affidavit of Default, filed April 30, 2018;

- 7) Full Logistics' Motion to Vacate, filed November 29, 2018;
- 8) Full Logistics' Memo in Support of Motion to Vacate, filed January 4, 2019 with exhibit:
 - Exhibit D – Affidavit of Keith Johnson;
- 9) Graham Memo in Opposition to Full Logistics' Motion to Vacate, filed April 23, 2019 with exhibits:
 - Exhibit 2 – Foster Traffic Ticket;
 - Exhibit 3 – Trustgard Letter;
 - Exhibit 7 - Peter Dworjanyn Letter to Brian Smith, dated November 8, 2018;
 - Exhibit 8 – Private Investigator, Keith Johnson;
 - Exhibit 9 - Johnson and Fuller Text Messages;
 - Exhibit 10 – Grange Insurance Letter to Full Logistics;
 - Exhibit 19 – Affidavit of Service on Full Logistics;
 - Exhibit 21 – Drico Fuller's 10 Year Driving Record;
 - Exhibit 24 – Bridget Hunter-Fuller's 10 Year Driving Record;
- 10) Trustgard's Motion to Intervene and to Vacate Judgement, filed February 22, 2019;
- 11) Trustgard Memo in Support of Motion to Intervene, filed April 15, 2019 with exhibits:
 - Exhibit D – Affidavit of Michael R. Burchstead;
 - Exhibit F – Affidavit of Paul Silvaggio;
- 12) Graham's Memo in Opposition to Trustgard's Motion to Intervene, filed April 23, 2019 including all exhibits;
- 13) Smith Letter and Certificate of Service to Full Logistics regarding Damages Hearing, dated and filed August 21, 2018;
- 14) Transcript of Hearing, dated January 8, 2019;
- 15) Transcript of Hearing, dated April 24, 2019;
- 16) Trustgard's Notice of Appeal, filed September 6, 2019;
- 17) Graham's Notice of Appeal, filed September 12, 2019;


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

[SIGNATURE TO FOLLOW ON NEXT PAGE]

Respectfully submitted,

PETERS, MURDAUGH, PARKER, ELTZROTH
& DETRICK, P.A.

December 12, 2019
Hampton, South Carolina

BY: 

for William F. Barnes, III
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-And-

Brian T. Smith
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ATTORNEYS FOR RESPONDENT-APPELLANT

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-v-

Full Logistics, Inc., Defendant,

Of Whom, Terence Graham, is Respondent-Appellant.

CERTIFICATE OF SERVICE

This is to certify that I, *Megan C. Davis*, with the Law Firm of Peters, Murdaugh, Parker, Eltzroth & Detrick, P.A., Counsel for the Respondent-Appellant, have this date mailed via the U.S. Postal Service with first class postage prepaid, a true and correct copy of *Respondent-Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal* to:

Peter H. Dworyany, Esquire
Michael R. Burchstead, Esquire
Collins & Lacy, PC
Post Office Box 12487
Columbia, SC 29211
Attorneys for Appellant-Respondent

Dorothy H. Hogg, Esquire
Fulcher Hagler, LLP
Post Office Box 1477
Augusta, GA 30903-147
Attorney for Defendant, Full Logistics, Inc.

December 12th, 2019
Hampton, South Carolina

Megan C. Davis
Megan C. Davis

LAW OFFICES
PETERS, MURDAUGH, PARKER, ELTZROTH & DETRICK

PROFESSIONAL ASSOCIATION

OVER 100 YEARS OF LEGAL SERVICE-EST. 1910

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(1915-1998)
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December 12, 2019

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The Honorable Jenny Abbott Kitchings
S.C. Court of Appeals Clerk of Court
Post Office Box 11629
Columbia, SC 29211-1629

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SC Court of Appeals

*Re: Ex. Parte: Trustgard Insurance Company
Appellate Case No.: 2019-001506*

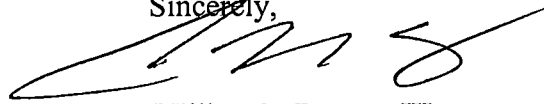
Dear Ms. Kitchings:

Please find enclosed the original and two (2) copies of the Initial Brief of Respondent-Appellant Terence Graham and Designation of Matter to be included in the Record on Appeal in the above-referenced matter. Please file the originals and return a clocked copy of each in the envelope provided.

By copy of this letter, Respondent-Appellant's Initial Brief and Designation of Matter are being served on all counsel of record.

With kind regards, I am

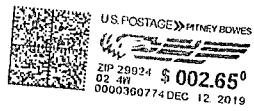
Sincerely,



William F. Barnes, III

WFB/mcd
Enclosures as stated

cc: Peter H. Dworjanyn, Esquire
Michael Reid Burchstead, Esquire
Brian T. Smith, Esquire
Dorothy H. Hogg, Esquire



First Class Mail

PMPED

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DEC 18 2019
C. Court of Appeals

TO:

The Honorable Jenny Abbott Kitchings
S.C. Court of Appeals Clerk of Court
Post Office Box 11629
Columbia, SC 29211-1629

