

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

APPEAL FROM Horry COUNTY
COURT OF COMMON PLEAS

FEB 20 2020

R. MARKLEY DENNIS, JR., CIRCUIT COURT JUDGE of Appeals

APPELLATE CASE NO.: 2019-002082

JOHN BYERLY, individually and as Personal representative of the ESTATE OF SUSAN
B. BYERLY,

Appellant,

v.

THOMAS WESLEY,

Respondent.

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

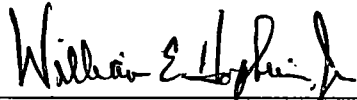
Appellant John Byerly, individually and as Personal Representative of the Estate
of Susan B. Byerly, proposes the following be included in the Record on Appeal:

1. Complaint;
2. Defendant Wesley's Answer to Complaint;
3. Amended Complaint;
4. Defendant Wesley's Answer to Amended Complaint;
5. 19 Color Photographs (Trial Exhibits Plaintiffs' Exhibits 1A – 1S);
6. Grand Strand Regional Medical Center Invoice dated 10/13/16 (Trial Exhibit Plaintiffs' Exhibit 2);
7. Grand Strand Regional Medical Center Invoice dated 10/22/16 (Trial Exhibit

Plaintiffs' Exhibit 3)

8. Tidelands Invoice for MRI (Trial Exhibit Plaintiffs' Exhibit 5);
9. Health Insurance Claim Form for Dr. Lindaberry (Trial Exhibit Plaintiffs' Exhibit 6);
10. Georgetown Memorial Bill (Trial Exhibit Plaintiffs' Exhibit 7A);
11. Wind Surfer Hotel Invoice (Trial Exhibit Plaintiffs' Exhibit 7B);
12. Strand Orthopedic Invoice (Trial Exhibit Plaintiffs' Exhibit 8);
13. Conway Hospital Invoice (Trial Exhibit Plaintiffs' Exhibit 9);
14. Susan Byerly's Coastal Carolina University Employment Records (Trial Exhibit Plaintiffs' Exhibit 11);
15. Trial Transcript; and
16. Plaintiffs' Request to Charge on Landlord's Non-Delegable Duty;

HOPKINS LAW FIRM, LLC



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Attorneys for Appellants

Pawleys Island, South Carolina
February 18, 2020

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

APPEAL FROM HORRY COUNTY
COURT OF COMMON PLEAS

R. MARKLEY DENNIS, JR., CIRCUIT COURT JUDGE

APPELLATE CASE NO.: 2019-002082

JOHN BYERLY, individually, and as Personal representative of the ESTATE OF SUSAN
B. BYLERLY,

Appellant,

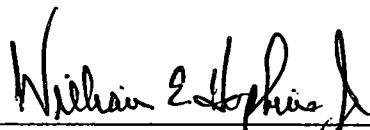
vs.

THOMAS WESLEY,

Respondent.

CERTIFICATION OF COUNSEL REGARDING
DESIGNATION OF MATTER

I certify that Appellant's Designation of Matter contains no matter which is
irrelevant to this appeal.



William E. Hopkins, Jr. (SC Bar No. 66474)

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Attorneys for Appellant

February 19, 2020

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY
COURT OF COMMON PLEAS

R. MARKLEY DENNIS, JR., CIRCUIT COURT JUDGE

APPELLATE CASE NO.: 2019-002082

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CC Court of Appeals

JOHN BYERLY, individually, and as Personal representative of the ESTATE OF SUSAN
B. BYLERLY,

Appellant,

vs.

THOMAS WESLEY,

Respondent.

CERTIFICATE OF SERVICE

I, Kathy Roberts, an employee of Hopkins Law Firm, LLC, do hereby certify that on February 19, 2020, I served a copy of **Appellant's Initial Brief** and **Appellant's Designation of Matter to be Included in the Record on Appeal** upon counsel for Respondent via Federal Express, postage prepaid, to the following address:

Stephanie P. Anthony, Esquire
Weston Craig Anthony, PA
761 Johnnie Dodds Blvd. Suite 100
Mt. Pleasant, SC 29465-1992


Kathy Roberts

Pawleys Island, South Carolina

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WILLIAM E. HOPKINS JR. •†

J. CLAY HOPKINS

•ALSO ADMITTED IN
DISTRICT OF COLUMBIA

† SOUTH CAROLINA
CERTIFIED MEDIATOR

February 19, 2020

VIA FEDERAL EXPRESS

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

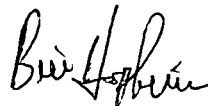
Re: Susan B. Byerly and John Byerly v. Thomas Wesley, Brown Rooftops, LLC
and Bay Service and Contracting, LLC
Civil Action No.: 2017-CP-26-02880

Dear Ms. Kitchings:

Please find enclosed the original Appellant's Initial Brief, Designation of Matter to be Included in Record on Appeal, Certification of Counsel Regarding Designation of Matter and Certificate of Service in the above referenced matter.

Sincerely,

HOPKINS LAW FIRM, LLC



William E. Hopkins, Jr.

WEHjr/kyr
Enclosures

cc: Stephanie P. Anthony, Esquire (via Federal Express)
John Byerly

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WILLIAM HOPKINS
12019 OCEAN HIGHWAY

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UNITED STATES US

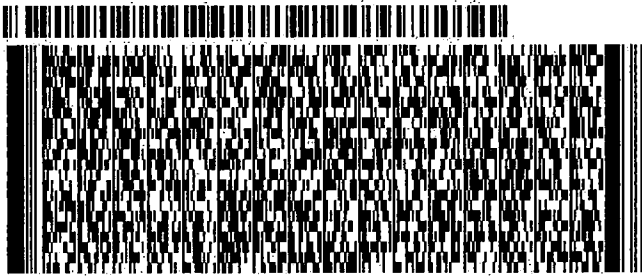
BILL SENDER

TO HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF COURT
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SOUTH CAROLINA COURT OF APPEALS
COLUMBIA SC 29210

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(843) 314-4202 REF: BYERLY

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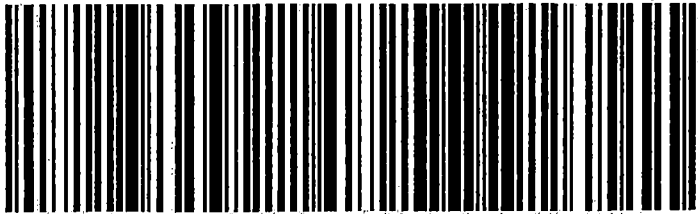


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SC Court of Appeals

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