

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Robin B. Stilwell

---

Appellate Case No. 2019-001735  
Case No. 2017-CP-23-2918

---

Frontage Road Associates, Inc., also known as  
Frontage Road, Inc.,.....Respondent,

v.

Elephant, Inc. and Gregory Gaines,  
also known as Kenwood Gaines,..... Appellants.

---

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

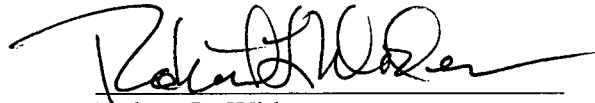
---

Appellants propose the following matters be included in the Record on Appeal:

1. Order Denying Defendant's Motion to Transfer Case to Non-Jury Roster
2. Complaint
3. Answer
4. Defendant's Motion to Transfer Case to Non-Jury Roster
5. Affidavit of Service of Complaint on Defendant Elephant, Inc.
6. Affidavit of Service of Complaint on Defendant Gaines
7. Hearing Transcript pages 1, 4-6, 9

**RECEIVED**  
MAR 05 2020  
SC Court of Appeals

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



Robert L. Widener  
Burr & Forman, LLP  
Post Office Box 11390  
Columbia, South Carolina 29211  
(803) 799-9800

Attorneys for Appellants

March 4, 2020  
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Robin B. Stilwell

Appellate Case No. 2019-001735  
Case No. 2017-CP-23-2918

---

Frontage Road Associates, Inc., also known as  
Frontage Road, Inc., ..... Respondent,

v.

Elephant, Inc., and Gregory Gains,  
also known as Kenwood Gaines, ..... Appellants.

---

CERTIFICATE OF SERVICE

---

I, Ann Shuler, an employee of Burr & Forman, LLP, hereby certify that true and correct copies of the **Appellants' Initial Brief** and **Appellants' Designation of Matter to be Included in Record on Appeal** were served upon counsel for the Respondent in the above-captioned matter, by causing a copy of same to be deposited in the United States Mail, first class postage prepaid, this 4<sup>th</sup> day of March, 2020, addressed as follows:

O.W. Bannister, Esquire  
BANNISTER, WYATT & STALVEY, LL  
Post Office Box 10007  
Greenville, SC 29603

**RECEIVED**

MAR 05 2020

SC Court of Appeals

*Ann Shuler*

Ann Shuler

Columbia, SC

**BURR • FORMAN MCNAIR**

Robert L. Widener  
rwidener@burr.com

Burr & Forman LLP  
1221 Main Street  
Suite 1800  
Columbia, SC 29201

*Mailing Address*  
Post Office Box 11390  
Columbia, SC 29211

*Office* (803) 799-9800  
*Fax* (803) 753-3278

BURR.COM

March 4, 2020

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

**RECEIVED**

MAR 05 2020

SC Court of Appeals

**Re: Frontage Road Associates, Inc. v. Elephant, Inc.  
Appellate Case No. 2019-CP-001735**

Dear Ms. Kitchings:

Enclosed please find the original and two copies of the Appellants' Initial Brief and the original and two copies of the Appellants' Designation of Matter to be Included in Record on Appeal. Please file both documents in your office and return the file stamped extra copies to me in the return envelope provided.

By copy of this letter, we are serving copies of both on counsel for the Respondent.

Sincerely,

Burr Forman McNair

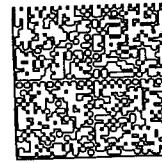


Robert L. Widener  
Partner

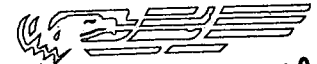
RLW

Enclosures

cc: O. W. Bannister Esquire



U.S. POSTAGE » PITNEY BOWES



ZIP 29201 \$ 002.60<sup>0</sup>  
02 4W  
0000339414 MAR. 04. 2020

**RECEIVED**

MAR 05 2020

SC Court of Appeals

**BURR** ∴  
**FORMAN**  
**MENAIR**

Burr & Forman LLP  
Post Office Box 11390  
Columbia, SC 29211  
Burr.com

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

FIRST CLASS MAIL