

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM COLLETON COUNTY
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

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APR 16 2020

Appellate Case No. 2020-000071

SC Court of Appeals

Tiffany N. Provence, as Special Administrator for the Estate of Jose Refugio Licona Larios,..... Appellant,

v.

Dominion Energy South Carolina f/k/a South Carolina Electric & Gas Company,..... Respondent.

APPELLANT'S DESIGNATION OF MATTER FOR THE RECORD ON APPEAL

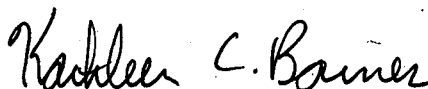
Appellant Tiffany N. Provence, as Special Administrator for the Estate of Jose Refugio Licona Larios, designates the following to be included in the Record on Appeal with all necessary redactions pursuant to Supreme Court Order 2014-04-15-02:

1. Notice of Appeal, filed January 17, 2020
2. Order granting defendant's motion for a new trial absolute, filed November 1, 2019
3. Form 4 Order denying motion to reconsider, filed December 19, 2019
4. Complaint, filed June 7, 2017
5. Answer of Defendant South Carolina Electric and Gas Company, filed July 11, 2017
6. Plaintiff's Motion *in limine* No. 3 to Exclude Evidence Regarding Jose Larios' Immigration Status or any other Witnesses' Immigration Status, filed September 20, 2019
7. Memorandum in Support of Defendant South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina's Motion for Directed Verdict, filed September 26, 2019
8. Verdict Form, filed September 30, 2019

9. Defendant South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc.'s memorandum of law in support of its motion for judgment notwithstanding the verdict; in the alternative, for a new trial; and for sanctions, filed October 7, 2019
10. Defendant South Carolina Electric & Gas Company n/k/a Dominion Energy South Carolina, Inc.'s motion for new trial *nisi remittitur* or, in the alternative, new trial absolute and incorporated memorandum in support, filed October 7, 2019
11. Plaintiff's memorandum in opposition to defendant's motions for judgment notwithstanding the verdict, for a new trial, and for sanctions, filed October 18, 2019
12. Plaintiff's memorandum in opposition to defendant's motion for new trial absolute or *nisi remittitur*, filed October 18, 2019
13. Plaintiff's notice of motion and motion to reconsider, alter, or amend order granting new trial absolute, filed November 12, 2019
 - a. Attached affidavits, filed November 12, 2019
14. Defendant South Carolina Electric and Gas Company, n/k/a Dominion Energy South Carolina, Inc.'s, Opposition to Plaintiff's Motion to Reconsider, Alter, or Amend Order Granting New Trial Absolute, filed November 22, 2019
15. Trial Exhibits:
 - a. Plaintiff's exhibit 1, photos
 - b. Plaintiff's exhibit 3, pathology report
 - c. Plaintiff's exhibit 4, autopsy photo 2 with clothes
 - d. Plaintiff's exhibit 7, photo of chainsaw
 - e. Plaintiff's exhibit 8, benefit flyer
 - f. Plaintiff's exhibit 9, photos of memorial bench
 - g. Plaintiff's exhibit 13, photos Larios 0003, 0004, 0007, 0008, 0014, 0018, 0025, 0026
16. Transcript of pre-trial hearing on September 23, 2019: pp. 1-4, 50-52, 103-04, 158-59
17. Transcript of Trial on September 24-27, 2019: pp. 1-10, 55-102, 125-193, 207-217, 231-261, 272-321, 364-427, 433-460, 476-501 (including print copy of Ray Jackson's deposition designations played at trial), 512-527, 537-745
18. Transcript of post-trial motions hearing on October 24, 2019: 1-4, 20-50

April 14, 2020

Respectfully submitted,



Kathleen Chewning Barnes, SC Bar No. 78854
BARNES LAW FIRM, LLC
P.O. Box 897
Hampton, SC 29924
803-943-4529

YARBOROUGH APPLGATE LLC
William E. Applegate, IV
Liam D. Duffy
Perry M. Buckner, IV
291 East Bay Street, Floor 2
Charleston, SC 29401
843-972-0150

SMITH, ROBINSON, HOLLER, DUBOSE, AND
MORGAN, LLC
G. Murrell Smith, Jr.
Shannon N. Peake
Post Office Box 580
Sumter, SC 29151-0580
803-778-2471

Attorneys for Appellant

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APR 18 2020
SC Court of Appeals

Tiffany N. Provence, as Special Administrator for the Estate of Jose Refugio Licona Larios,..... Appellant,

v.

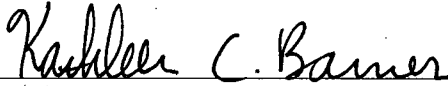
Dominion Energy South Carolina f/k/a South Carolina Electric & Gas Company,..... Respondent.

PROOF OF SERVICE

The undersigned certifies that a copy of *Initial Brief of Appellant* and *Appellant's Designation of Matter to be Included in the Record on Appeal* have been served upon counsel for Respondent, by mailing a copy of the same, postage prepaid, in the United States Mail, addressed as shown below this 14th day of April, 2020.

Steven J. Pugh
Richardson, Plowden & Robinson, P.A.
P.O. Drawer 7788
Columbia, SC 29202

April 14, 2020



Kathleen Chewning Barnes
P.O. Box 897
Hampton, SC 29924

BARNES

LAW FIRM | LLC

Kathleen C. Barnes

Admitted: Georgia | South Carolina

April 14, 2020

Via U.S. Mail

The Honorable Jenny Abbott Kitchings
Clerk of Court for the Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: *Tiffany Provence v. Dominion Energy*
Appellate Case No. 2020-000071

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SC Court of Appeals

Dear Mrs. Kitchings:

Enclosed for filing is the original and one copy of *Appellant's Initial Brief*, *Appellant's Designation of Matter for the Record on Appeal*, and a *Proof of Service*. Please file the originals and return the file-stamped copies to me in the enclosed stamped, self-addressed envelope.

By copy of this letter, I am serving all counsel of record with a copy of the same. If you have any questions, please do not hesitate to contact me.

With kind regards, I am,



Kathleen C. Barnes

Enclosure

cc: William E. Applegate, IV (*via email only*)
Liam D. Duffy (*via email only*)
Perry M. Buckner, IV (*via email only*)
Shanon N. Peake (*via email only*)
G. Murrell Smith, Jr. (*via email only*)
Steven J. Pugh (*via email and U.S. mail*)

Barnes Law Firm, LLC
P.O. Box 897
Hampton, SC 29924

The Honorable Jenny Abbott Kitchings
Clerk of Court for the Court of Appeals
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