

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

The Honorable Michael G. Nettles, Circuit Court Judge

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Appellate Case No. 2019-001488

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MB Hutson/MB Hudson, .....Appellant,

v.

Penn America Insurance Company,  
Global Indemnity Group, Inc.,  
Timothy J. Newton, Esq., J.R. Murphy, Esq.,  
John Doe #1, John Doe #2, .....Respondents.

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**DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL  
BY RESPONDENTS PENN AMERICA INSURANCE COMPANY  
AND GLOBAL INDEMNITY GROUP, INC.**

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In accordance with Rule 209 of the Appellate Court Rules, Respondents Penn America Insurance Company and Global Indemnity Group, Inc. (collectively "PAIC"), designate the following portions of the transcript, pleadings, orders, exhibits, or other materials, to be included in the Record on Appeal:

**Orders/Decisions**

1. Order Granting Defendants PAIC Motion for Summary Judgment, filed July 18, 2019;
2. Order Granting Defendants Newton and Murphy's Dispositive Motions, filed July 18, 2019.

**Pleadings**

3. Hutson's Summons and Complaint, filed Dec. 5, 2018;
4. Hutson's Amended Summons and Complaint, filed Dec. 28, 2018;

- a. Hutson's Exhibits to Amended Complaint, Exhibits 1.1 through 13.0, filed Jan. 3, 2019 (145 pages total);
5. PAIC's Answer to Amended Complaint, filed Feb. 14, 2019;
6. PAIC's Motion for Summary Judgment, filed June 14, 2019;
7. PAIC's Memorandum in Support of Summary Judgment with Exhibits A and B, filed June 25, 2019 (134 pages total);
8. Newton/Murphy Motion to Dismiss, filed Feb. 12, 2019;
9. Newton's Memorandum in Support of Motion to Dismiss, filed May 30, 2019 (310 pages total, including Exhibits A through AA);
10. Newton's Amended Motion to Dismiss/for Summary Judgment, filed June 5, 2019;
11. Newton's Reply Memorandum in Support of Summary Judgment with Exhibits BB and CC, filed June 13, 2019 (30 pages total);
12. Newton's Affidavit of Timothy Newton with Exhibits 1 and 3, filed June 24, 2019;
13. Newton's Amended Response to Plaintiff's Supp. Memo. with Exhibits DD through HH, filed June 25, 2019 (177 pages total);
14. Murphy's Memorandum in Support of Motion to Dismiss, filed June 25, 2019;
15. Hutson's Response to Newton/Murphy Motion to Dismiss with Exhibits 14.0 through 30.0, filed May 7, 2019 (104 pages total);
16. Plaintiff's Supplemental to Memorandum, filed June 19, 2019 (20 pages);
  - a. Plaintiff's Exhibit 31.0, Affidavit of M.B. Hutson with attachments, filed June 19, 2019 (19 pages);
  - b. Plaintiff's Exhibit 32.0, E-mails, filed June 19, 2019 (2 pages).

### **Transcript**

17. Complete transcript of motions hearing held before the Hon. Michael Nettles, June 26, 2019 (64 pages).

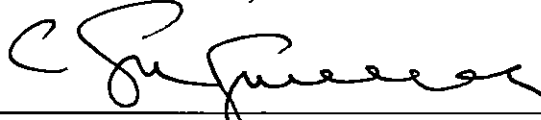
### **Exhibits**

No additional exhibits were received at the hearing, all such documents having been attached to the parties' prior court filings.

Respondent certifies that this Designation contains no matter, which is irrelevant to the appeal.

Respectfully submitted,

COLLINS & LACY, P.C.



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CHRISTIAN STEGMAIER

S.C. Bar No. 68648

[cstegmaier@collinsandlacy.com](mailto:cstegmaier@collinsandlacy.com)

LAURA R. BAER

S.C. Bar No. 101076

[lbaer@collinsandlacy.com](mailto:lbaer@collinsandlacy.com)

1330 Lady Street, Sixth Floor

P.O. Box 12487

Columbia, SC 29211

(803) 255-0404 (phone)

(803) 771-4484 (fax)

ATTORNEYS FOR RESPONDENTS PENN  
AMERICA INSURANCE COMPANY AND  
GLOBAL INDEMNITY GROUP, INC.

**DESIGNATION OF MATTER TO BE  
INCLUDED IN THE RECORD ON APPEAL BY  
RESPONDENTS PENN AMERICA  
INSURANCE COMPANY AND GLOBAL  
INDEMNITY GROUP, INC.**

Columbia, South Carolina  
April 21, 2020

**CERTIFICATE OF SERVICE**

I, the undersigned, attorney for Respondents Penn America Insurance Company and Global Indemnity Group, Inc., do hereby certify that I have this date served the foregoing DESIGNATION OF MATTER by causing the same to be deposited in a United States Postal Service mailbox, postage prepaid, addressed to the following:

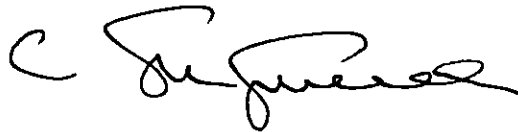
MB Hutson/MB Hudson  
Post Office Box 2755  
Orangeburg, SC 29116  
*Pro Se Appellant*

John R. Murphy, Esquire  
Timothy J. Newton, Esquire  
Murphy & Grantland, P.A.  
Post Office Box 6648  
Columbia, SC 29260  
*Pro Se Respondents*

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SC Court of Appeals



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CHRISTIAN STEGMAIER  
S.C. Bar No. 68648  
[cstegmaier@collinsandlacy.com](mailto:cstegmaier@collinsandlacy.com)  
LAURA R. BAER  
S.C. Bar No. 101076  
[lbaer@collinsandlacy.com](mailto:lbaer@collinsandlacy.com)  
1330 Lady Street, Sixth Floor  
P.O. Box 12487  
Columbia, SC 29211  
(803) 255-0404 (phone)  
(803) 771-4484 (fax)

ATTORNEYS FOR RESPONDENTS PENN  
AMERICA INSURANCE COMPANY AND  
GLOBAL INDEMNITY GROUP, INC.

Dated: April 21, 2020



Christian Stegmaier | D: 803.255.0454 | E: cstegmaier@collinsandlacy.com

April 21, 2020

**VIA UNITED STATES MAIL**

The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

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SC Court of Appeals

**Re: MB Hutson/MB Hudson v. Penn America Insurance Company, Global Indemnity Group, Inc., Timothy J. Newton, Esq., J.R. Murphy, Esq., John Doe #1, and John Doe #2**  
**Appellate Case No. 2019-001488**  
**Claim No. 16011284**  
**C&L File No. 000774-01021**

Dear Ms. Kitchings:

Please find enclosed for filing the original and one (1) copy of the Initial Brief of Respondents Penn America Insurance Company and Global Indemnity Group, Inc., Designation of Matter, and Proof of Service in the above referenced matter. Please file the original and return a clocked copy of same to our office in the envelope provided for your convenience.

By copy of this letter and enclosure, we are serving same on all parties.

Thank you for your time and attention. Should you have any questions or concerns, please do not hesitate to contact us.

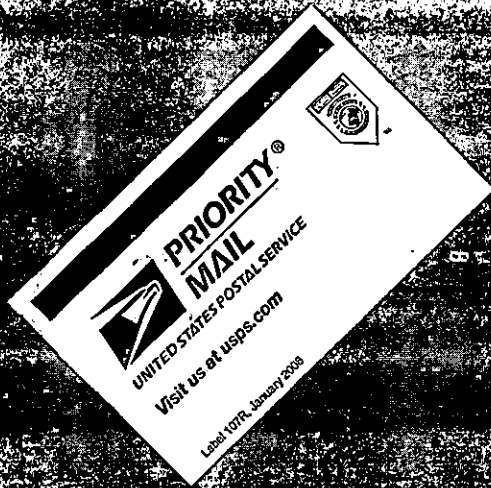
Respectfully,

Christian Stegmaier

CS/net  
Enclosures

cc (via U.S. Mail and email):

M. B. Hutson, Appellant *pro Se*  
John Robert Murphy, Esquire, Murphy & Grantland, P.A.  
Tim Newton, Esquire, Murphy and Grantland, PA



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**Collins & Lacy**  
ATTORNEYS AT LAW  
1330 Lady Street, Sixth Floor (29201) Post Office Box 12487 | Columbia, SC 29211  
  
The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211  
  
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