

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM DARLINGTON COUNTY

In the Court of Common Pleas for the Fourth Judicial Circuit

The Honorable Roger E. Henderson, Circuit Court Judge

**RECEIVED**  
MAY 04 2020  
SC Court of Appeals

Appellate Case No. 2019-001972

Everett Samuel, Jr. ....Respondent

v.

Schumacher Homes of South Carolina, Heather McCarley, and

Dave Boldman .....Appellants

**RESPONDENT'S DESIGNATION OF MATTER FOR  
INCLUSION IN THE RECORD ON APPEAL**

Vincent A. Sheheen, Esq. Bar # 11552  
Greg B. Collins, Esq. Bar # 74010  
Post Office Drawer 10  
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*Counsel for Respondents*


## **DESIGNATION OF MATTER FOR INCLUSION IN THE RECORD ON APPEAL**

Pursuant to Rule 209 of the South Carolina Appellate Court Rules, Respondent hereby designates the following materials to be included in the Record on Appeal in this matter in connection with Respondent's Brief. Unless otherwise expressly stated, each item designated is to include all attachments or exhibits to the original of the referenced item. Respondent intends to designate each and every item from the record that he cites in his Initial Brief of Respondent in this matter. Respondent expressly reserves the right to seek supplementation of the record pursuant to Rules 209 and 212, SCACR. Respondent designates the following matters for inclusion in the Record on Appeal:

1. All documents referenced in Appellants' Designation of Matter for Inclusion in the Record on Appeal.
2. Plaintiff's Motion to Compel filed April 6, 2018.
3. August 6, 2018 Scheduling Order.
4. February 19, 2019 Scheduling Order.
5. March 14, 2019 Proof of ADR.
6. Plaintiff's Motion to Compel filed August 12, 2019
7. February 17, 2020 Appellants' Motion for Extension

Respondent certifies, pursuant to S.C.A.C.R., Rule 209(c), that the designations set forth above are relevant to the appeal in this matter, and that he has not designated any matter that is irrelevant to the issues before the Court.

SAVAGE, ROYALL & SHEHEEN, L.L.P.

By:  \_\_\_\_\_

Vincent A. Sheheen, Esq. Bar # 11552  
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**PROOF OF SERVICE**

I certify that I have served the Designation of Matter for Inclusion in the Record on Appeal of Respondent on the above-referenced, Appellants by depositing a copy of it in the United States Mail and via email, postage prepaid, on April 30, 2020, addressed to their attorneys of record:

Michael Barfield, Esq.  
BARNWELL WHALEY PATTERSON & HELMS, LLC  
P.O. Drawer H (29402)  
288 Meeting Street, Suite 200  
Charleston, South Carolina 29401  
*Attorney for Appellants*

By: 

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April 30, 2020

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

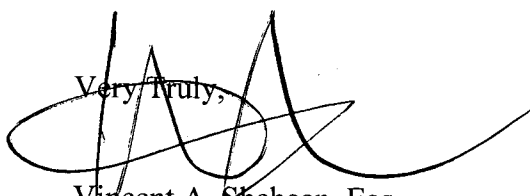
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RE: Everett Samuels, Jr v. Schumacher Homes, et al.  
Appellate Case No. 2019-001972

Dear Ms. Kitchings:

Please find enclosed for filing Respondent, Everett Samuels, Jr, Brief and Designation of Matter along with Proofs of Service of the same. Pursuant to the recent Order from the South Carolina Supreme Court, we are sending only one unbound original of each of these documents to the Court for filing.

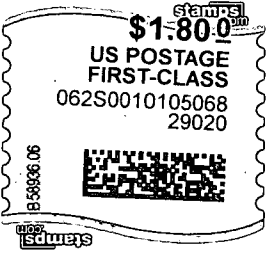
As indicated in the enclosed Proofs of Service, we are also serving a copy of the Brief and Designation of Matter on counsel for the Appellants.

Very Truly,  
  
Vincent A. Sheheen, Esq  
Greg B. Collins, Esq

Enclosures as Stated

CC: Everett Samuels, Jr

K. Michael Barfield, Esq  
John W. Fletcher, Esq



LAW OFFICES  
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CAMDEN, SC 29021

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