

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Robin B. Stilwell, Circuit Court Judge

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Lower Court Case No. 2019-CP-23-0049

Appellate Case No. 2020-00023

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**RECEIVED**

**Jun 08 2020**

**SC Court of Appeals**

James Bennet Schwiers .....Respondent,

v.

Gene Baxley Schwiers ..... Appellant.

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

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The Appellant proposes the following be included in the Record on Appeal:

1. Order of November 27, 2019;
2. Order of December 20, 2019;
3. Complaint;
4. Answer & Counterclaims;
5. Transcript of Hearing dated November 18, 2019.

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

*[SIGNATURE PAGE FOLLOWS]*

June 8, 2020

**BURL F. WILLIAMS, P.A.**

s/ Burl F. Williams

Burl F. Williams (S.C. Bar No. 77901)

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*Attorney for Gene Baxley Schwiers*

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**PROOF OF SERVICE**

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I certify that on June 8, 2020, I served the Appellant's Initial Brief and Initial Designation of Matter to be Included in the Record on Appeal by sending a copy of the same to the email address for Respondent James B. Schwiers's counsel of record as identified in the Attorney Information System pursuant to Supreme Court *Order Re: Operation of the Appellate Courts During the Coronavirus Emergency* (g)(3). Specifically, I certify that a copy was sent to: [jcassidy@roecassidy.com](mailto:jcassidy@roecassidy.com) and [ebarbery@roecassidy.com](mailto:ebarbery@roecassidy.com). A copy of the sent email is attached as *Exhibit 1* to this certificate of service.

**BURL F. WILLIAMS, P.A.**

s/ Burl F. Williams

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*Attorney for Petitioner*

*Schwiers v. Schwiwers, Appellate Case No. 2020-00023*

*Exhibit 1*

E-mail Service of Initial Brief and Initial Designation of Record on  
Appeal to:

[jcassidy@roecassidy.com](mailto:jcassidy@roecassidy.com) and [ebarbery@roecassidy.com](mailto:ebarbery@roecassidy.com)

**From:** [Burl Williams](#)  
**To:** [Jim Cassidy](#); [Ella Barbery](#)  
**Subject:** Schwiers v. Schwiers, Appellate Case No. 2020-000023  
**Date:** Monday, June 8, 2020 3:05:00 PM  
**Attachments:** [image001.png](#)  
[Initial Brief of Appellant.pdf](#)  
[Initial Designation of ROA.pdf](#)

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Dear Jim and Ella:

Good afternoon. I trust you are both doing well. Attached please find Gene B. Schwiers's Initial Brief and Initial Designation of the Record on Appeal. Please respond with any questions.

Burl

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June 8, 2020

**SENT VIA ALTERNATE METHOD FOR APPELLATE COURT FILINGS**

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

**RECEIVED**  
**Jun 08 2020**  
**SC Court of Appeals**

Re: *James B. Schwiers v. Gene B. Schwiers, Appellate Case No. 2020-000023*

Dear Ms. Kitchings:

Enclosed please find Appellant Gene B. Schwiers' Initial Brief and Initial Designation of Matter to be Included in the Record on Appeal. Pursuant to the alternative method for appellate court filings I have uploaded these documents today.

Please contact my office with any questions.

Sincerely,

s/Burl F. Williams

CC: James H. Cassidy, Esq. (E-mail: [jcassidy@roecassidy.com](mailto:jcassidy@roecassidy.com))  
Ella S. Barberry, Esq. (E-mail: [ebarbery@roecassidy.com](mailto:ebarbery@roecassidy.com))