

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JUN 08 2020

APPEAL FROM HORRY COUNTY
Court of Common Pleas

SC Court of Appeals

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2017-CP-26-03562

Carolina Cool, Inc. Plaintiff,

v.

Garrard Construction Group, Inc., Dave & Buster’s of South Carolina, Inc.,
Broadway at the Beach, Inc., and Billy’s Plumbing Company, LLC Defendants,

Garrard Construction Group, Inc. Third-Party Plaintiff,

v.

RLI Insurance Company Third-Party Defendant

of whom:

Carolina Cool, Inc. is the Respondent,
and

Garrard Construction Group, Inc. is the Appellant.

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

Appellant Garrard Construction Group, Inc. (“Garrard”) proposes the following matter to
be included in the Record on Appeal:

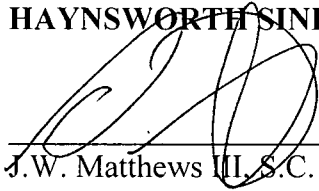
1. Order (4/1/2019)
2. Order (1/27/2020)
3. Order (2/10/2020)
4. Public Index

5. Complaint (6/8/2017)
6. Defendants' Answer and Garrard's Counterclaim and Third-Party Complaint (7/6/2017)
7. Reply to Counterclaim (9/5/2017)
8. Plaintiff's Motion to Compel Against [Defendants] (2/13/2019)
9. Plaintiff's Motion to Compel Depositions of Defendants' Witnesses and to Impose Sanctions (2/15/2019)
10. Defendants' Brief in Opposition to Plaintiff's Motion to Compel Depositions and for Sanctions (of 2/15/19) (3/18/2019)
11. Second Amended Complaint (5/3/2019)
12. Defendants' Answer to Second Amended Complaint and Garrard's Counterclaim and Third-Party Complaint (5/10/2019)
13. Motion to Compel and Impose Sanctions Against [Defendants] (11/4/2019)
14. Brief in Opposition to Plaintiff's Motion to Compel/ For Sanctions against [Defendants] (12/9/2019)
15. Motion to Alter or Amend and to Hold in Abeyance of Garrard (2/6/2020)
16. Transcript of Hearing (12/18/2019)

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

Respectfully Submitted,

HAYNSWORTH SINKLER BOYD, P.A.



J.W. Matthews III, S.C. Bar No. 68581
Sarah P. Spruill, S.C. Bar No. 68337
P.O. Box 2048
Greenville, South Carolina 29602-2048
Telephone: (864) 240-3200
jmatthews@hsblawfirm.com
sspruill@hsblawfirm.com

Attorneys for Appellant

June 4, 2020
Greenville, South Carolina

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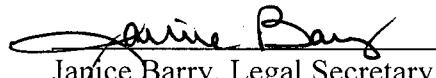
Carolina Cool, Inc. is the Respondent,
and

Garrard Construction Group, Inc. is the Appellant.

PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellant Garrard Construction Group, Inc.
and Designation of Matter on all attorneys of record by depositing copies of the same in the United
States Mail, postage prepaid, on June 4, 2020, addressed to:

Robert T. Lyles Lyles and Associates, LLC 1037 Chuck Dawley Blvd., St. G-100 Mt. Pleasant, SC 29464	Joseph Kendrick Cunningham Joe Cunningham Law, LLC 1731 Lady Cooper Street Charleston, SC 29412-3526
Mark David Neill Mary Anna Neill Neill Law Firm, PA P.O. Box 2810 Murrells Inlet, SC 29576	Jordan W. Hyman 1208 Third Ave. Conway, SC 29526


Janice Barry, Legal Secretary
HAYNSWORTH SINKLER BOYD, P.A.
ONE North Main Street, 2nd Floor
Greenville, SC 29601
864.240.3223

**HAYNSWORTH
SINKLER BOYD**

HAYNSWORTH SINKLER BOYD, P.A.
ONE NORTH MAIN STREET, 2ND FLOOR
P. O. BOX 2048 (29602)
GREENVILLE, SOUTH CAROLINA 29601
MAIN 864.240.3200
FAX 864.240.3300
www.hsblawfirm.com

June 4, 2020

SARAH P. SPRUILL
DIRECT 864.240.3220
sspruill@hsblawfirm.com

VIA U.S. MAIL

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

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Re: *Carolina Cool, Inc. v. Garrard Construction Group, Inc., et al.*
Appellate Case No.: 2020-000273


Dear Ms. Kitchings:

Enclosed herewith for filing is an original and one (1) copy of the Initial Brief of Appellant Garrard Construction Group, Inc. and Designation of Matter to be Included in the Record on Appeal regarding the above-referenced case together with a Proof of Service. Please file the originals and return clocked copies to me in the enclosed self-addressed stamped envelope.

If you have any questions, please give me a call. Thank you for your assistance in this matter. Please note service on counsel of record by copy of this letter.

Sincerely yours,

HAYNSWORTH SINKLER BOYD, P.A.



Sarah P. Spruill

SPS/jmb
Enclosures

cc: Robert T. Lyles
Joseph Kendrick Cunningham
Mark David Neill
Mary Anna Neill
Jordan W. Hyman



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SINKLER BOYD**

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GREENVILLE, SOUTH CAROLINA 29602-2048

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