

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
Thomas R. Russo, Circuit Judge

**RECEIVED**

**Jul 07 2020**

**SC Court of Appeals**

Appellate Case No. 2020-000054  
Common Pleas Case No. 2018-CP-40-01561

Noel Owens.....Appellant,

v.

Mountain Air Heating & Cooling, South Market Real Estate, Demetra Caldera, and  
Ronald Gilmer, Defendants,

Of whom South Market Real Estate and Demetra Caldera are the..... Respondents.

DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL

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

1. Summons and complaint;
2. Defendant South Market's answer and counterclaim, with attachments;
3. Plaintiff's reply to South Market's answer and counterclaim;
4. Defendant Caldera's answer and counterclaim;
5. Plaintiff's reply to Caldera's answer and counterclaim;
6. Defendant South Market's motion to dismiss, with attachments
7. Affidavit of Tonya Graves, with exhibits;
8. Affidavit of Noel Owens, with exhibits;
9. Defendant South Market's amended motion to dismiss, motion for judgment on the pleadings, and motion for summary judgment, with attachment;
10. Defendant Caldera's motion for summary judgment, with attachment;
11. Plaintiff's memorandum concerning motions for summary judgment, with its exhibits;
12. Transcript of October 17, 2019, hearing;

13. Order granting summary judgment to Defendants Caldera and South Market Realty;
14. Plaintiff's motion to reconsider;
15. Order denying plaintiff's motion to reconsider.

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

Respectfully submitted,

/s/ Andrew S. Radeker  
Andrew S. Radeker  
S.C. Bar No. 73743  
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Columbia, South Carolina 29250  
(803) 779-2211  
Attorney for Appellant

July 7, 2020

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**PROOF OF SERVICE**

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I certify that I served the appellant's designation of matter to be included in the  
record on appeal in this case by providing a copy of it by email to opposing counsel at  
the email address(es) shown below and on the date shown below:

Margaret A. Collins, Esq., at meg@pslawsc.com;  
Kelley R. Leddy, Esq., at kelley@salleylawfirm.com and kleddy@finkellaw.com; and  
William R. Padget, Esq., at bpadget@finkellaw.com

Respectfully submitted,

/s/ Andrew S. Radeker  
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July 7, 2020