

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

The Honorable Marvin H. Dukes, III
Beaufort County
Trial Court Case No. 2016-CP-07-02712

APPELLATE CASE NO. 2020-000617

RECEIVED

Aug 19 2020

SC Court of Appeals

Beachwalk Hotel & Condominium Association, Inc.
and Beachwalk Hilton Head, LLC

Appellants,

vs.

The Town of Hilton Head Island and/or The Town
of Hilton Head Island Board of Zoning Appeals and
SDC Properties, Inc.,

Respondents.

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

Appellants propose the following to be included in the Record on Appeal:

1. Order dated March 17, 2020;
2. Order (Ending Case) dated September 11, 2019
3. Order dated April 20, 2018;
4. Consent Order Granting Application and Motion of SDC Properties, Inc. to Intervene
and be Joined as Party Defendant dated March 28, 2017;
5. Second Amended Notice of Appeal and Petition dated July 24, 2017;

6. Respondent's Answer to the Second Amended Notice of Appeal and Petition dated August 8, 2017;
7. Answer of Respondent/Defendant SDC Properties, Inc. to Amended Appeal and Petition of the Appellants/Petitioners dated June 27, 2017;
8. Appellants'/Petitioners' Brief in Reply to Court's Questions dated March 12, 2018;
9. Respondent's/Defendant's SDC Properties, Inc.'s Brief in Reply to Court's Post-Hearing Questions dated March 12, 2018;
10. Appellants'/Petitioners' Return to the Court's Questions dated September 7, 2018;
11. Notice of SDC Properties, Inc.'s Motion and Motion for Summary Judgment dated October 1, 2018;
12. Appellants'/Petitioners' Memorandum in Opposition to SDC Properties, Inc's Motion for Summary Judgment dated January 15, 2019;
13. Appellants'/Petitioners' Amended Memorandum in Opposition to SDC Properties, Inc's Motion for Summary Judgment dated March 8, 2019;
14. Memorandum in Support of SDC Properties, Inc.'s Motion for Summary Judgment dated March 11, 2019;
15. Plaintiffs' S.C.R.Civ.R. 59(e) Notice of Motion and Motion to Alter or Amend Judgment dated September 13, 2019;
16. Memorandum in Opposition to Plaintiff's Rule 59(e) Motion filed September 13, 2019, Submitted by Respondent/Defendant SDC Properties, Inc. dated November 19, 2019;
17. Memorandum in Support of Plaintiffs' S.C.R.Civ.R. 59(e) Motion to Alter or Amend Judgment dated November 11, 2019;

18. Transcripts of Proceedings dated November 16, 2017;
19. Transcripts of Proceedings dated March 12, 2019;
20. Transcripts of Proceedings dated November 25, 2019; and
21. Record on Appeal from The Town of Hilton Head Board of Zoning Appeals.

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

s/Kathleen McDaniel

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BEACHWALK HOTEL & CONDOMINIUM
ASSOCIATION, INC.
AND BEACHWALK HILTON HEAD, LLC**

Columbia, South Carolina

August 19, 2020

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE COURT OF COMMON PLEAS
FOURTEENTH JUDICIAL CIRCUIT
THE HONORABLE MARVIN H. DUKES III

CIVIL ACTION NUMBER: 2016-CP-07-02712

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PROOF OF SERVICE

I hereby certify that this law firm represents the Appellants in the above-captioned matter and that on the date below, in Columbia, South Carolina, I served a copy of the forgoing on the following persons via electronic mail to their AIS E-mail address:

Documents Served: **APPELLANT BEACHWALK HOTEL & CONDOMINIUM ASSOCIATION, INC. AND BEACHWALK HILTON HEAD, LLC'S DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

Parties Served:

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