

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

**RECEIVED**

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
Kristi F. Curtis, Circuit Court Judge

**Sep 23 2020**

**SC Court of Appeals**

Appellate Case No. 2019-001943  
Case No. 2018-CP-10-00666

Therese Hood,..... Appellant,

v.

United Services Automobile Association,..... Respondent.

DESIGNATION OF MATTER TO BE INCLUDED  
IN RECORD ON APPEAL

Pursuant to Rule 209, SCACR, Respondent United Services Automobile Association (“USAA”) designates the following material for inclusion in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

**Orders**

1. Order Denying Motion to Reconsider Order Granting JNOV, filed November 21, 2019
2. Order Granting JNOV and Denying Other Post-Trial Motions, filed November 1, 2019
3. Order/Jury Verdict, filed July 1, 2019
4. Form 4 Order Denying USAA’s Motion for Summary Judgment, filed June 21, 2018

**Pleadings**

5. USAA’s Answer to Amended Complaint, filed May 5, 2017 in Jasper County
6. Plaintiff’s Amended Summons & Complaint and Exhibits A & B, filed Mar. 23, 2017 in Jasper County

### **Motions, Supporting Memoranda, & Other Filings**

1. Plaintiff's Motion to Alter or Amend, filed November 12, 2019
2. USAA's Motion for JNOV, filed July 8, 2019
3. USAA's Motion for Summary Judgment, filed June 19, 2019
4. USAA's Memo in Support of Motion for Summary Judgment, filed June 15, 2018 (without exhibit)
5. Plaintiff's Response in Opposition to USAA's Motion for Summary Judgment & Exhibits, filed May 29, 2018
6. USAA's Motion for Summary Judgment, filed March 12, 2018 (without exhibit)

### **Transcripts**

7. Post-trial Motions Hearing Transcript, Sept. 26, 2019
8. Trial Transcript, June 25 to June 28, 2019
9. Summary Judgment Hearing Transcript, June 20, 2018

### **Trial Exhibits**

10. Plaintiff's Exhibit 8, Poplin Report
11. Plaintiff's Exhibit 11, Kuck Lawsuit
12. Plaintiff's Exhibit 12, Hood Answer in Kuck
13. Plaintiff's Exhibit 13, Conditional Answer of USAA
14. Plaintiff's Exhibit 14, Response to Request to Admit
15. Defendant's Exhibit 1, USAA Letter and Check
16. Defendant's Exhibit 3, Police Report
17. Defendant's Exhibit 4, Tanrath Statement
18. Defendant's Exhibit 5, Johnson Statement
19. Defendant's Exhibit 7B, USAA Evaluation

20. Defendant's Exhibit 8, 10/21/2015 Case Analysis
21. Defendant's Exhibit 9, 3/29/2016 Letter
22. Defendant's Exhibit 10, 5/12/2016 Letter
23. Defendant's Exhibit 11, 8/22/2016 Letter
24. Defendant's Exhibit 12, 2/20/2017 Letter
25. Defendant's Exhibit 13, Request to Admit
26. Court's Exhibit 7, Hood's 2/7/2019 Deposition in *Hood v. USAA*
27. Court's Exhibit 9, *Hood v. Johnson* Trial Transcript, Sept. 5, 2017 to Sept. 7, 2017
28. Court's Exhibit 10, Missy Howard 3/21/2019 Deposition in *Hood v. USAA*
29. Court's Exhibit 12, Jury Note
30. Court's Exhibit 13, Jury Note
31. Court's Exhibit 14, Jury Note

***Signature on Following Page***

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: Blake T. Williams

Robert W. Whelan  
SC Bar No. 71174  
E-Mail: robert.whelan@nelsonmullins.com  
151 Meeting Street / Sixth Floor  
Post Office Box 1806 (29402-1806)  
Charleston, SC 29401-2239  
(843) 853-5200

Blake T. Williams  
SC Bar No. 100794  
E-Mail: blake.williams@nelsonmullins.com  
1320 Main Street / 17th Floor  
Post Office Box 11070 (29211-1070)  
Columbia, SC 29201  
(803) 799-2000

Attorneys for Respondent USAA

Columbia, South Carolina

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**PROOF OF SERVICE**

I, the undersigned Attorney of the law offices of Nelson Mullins Riley & Scarborough, LLP, do hereby certify that on September 23, 2020, I have served all counsel in this action with a copy of the pleading(s) hereinbelow in accordance with the Supreme Court's May 29, 2020 Administrative Order by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System.

Documents Served: Initial Brief of Respondent  
Respondent's Designation of Matter

Counsel Served: **E-Mail**  
Roy T. Willey, IV - [roy@akimlawfirm.com](mailto:roy@akimlawfirm.com)  
Eric M. Poulin - [eric@akimlawfirm.com](mailto:eric@akimlawfirm.com)  
Anastopolo Law Firm  
32 Ann Street  
Charleston, SC 29403

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: Blake T. Williams

Robert W. Whelan  
SC Bar No. 71174  
E-Mail: robert.whelan@nelsonmullins.com  
151 Meeting Street/Sixth Floor  
Post Office Box 1806 (29402-1806)  
Columbia, SC 294014-2239  
(843) 853-5200

Blake T. Williams  
S.C. Bar No. 100794  
E-Mail: blake.williams@nelsonmullins.com  
1320 Main Street / 17th Floor  
Post Office Box 11070 (29211-1070)  
Columbia, SC 29201  
(803) 799-2000

Attorneys for Respondent USAA

Columbia, South Carolina

September 23, 2020

## Blake Williams

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**From:** Blake Williams  
**Sent:** Wednesday, September 23, 2020 3:33 PM  
**To:** roy@akimlawfirm.com; eric@akimlawfirm.com  
**Cc:** Robert Whelan  
**Subject:** Hood v. USAA, Appellate Case No. 2019-001943  
**Attachments:** 2020.09.23 Initial Brief of Respondent - 4833-5156-5004 1.pdf; 2020.09.23 Respondent's Designation of Matter - 4822-4479-3292 1.pdf

Roy and Eric,

Attached for service please find USAA's: (1) Initial Brief of Respondent and (2) Designation of Matter. These are being served on you via email pursuant to subsection (g)(3) of Supreme Court Administrative Order 2020-05-29-02.

Thank you,



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BLAKE T. WILLIAMS PARTNER  
blake.williams@nelsonmullins.com

MERIDIAN | 17TH FLOOR  
1320 MAIN STREET | COLUMBIA, SC 29201  
T 803.255.9597 F 803.256.7500  
NELSONMULLINS.COM VCARD VIEW BIO

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