

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

Civil Action No. 2015-CP-10-00955

Appellate Case No. 2019-001790



Palmetto Pointe At Peas Island Condominium Property Owners Association, Inc., and Jack Love, Individually, and on behalf of all others similarly situatedPlaintiffs,

vs.

Island Pointe, LLC; Complete Building Corporation; Tri-County Roofing, Inc.; Creekside, Inc; American Residential Services, LLC d/b/a ARS/Rescue Rooter Charleston; Andersen Windows, Inc; Atlantic Building Construction Services, Inc., n/k/a Atlantic Construction Services, Inc.; Builder Services Group, Inc. d/b/a Gale Contractor Services; Novus Architects, Inc., f/k/a SGM Architects, Inc.; Tallent and Sons, Inc; W C Services, Inc.; CRG Engineering, Inc; CertainTeed Corporation; Kelly Flooring Products, Inc, d/b/a Carpet Baggers; Cornerstone Construction and Mark Malloy d/b/a Cornerstone Construction; Miracle Siding, LLC and Wilson Lucas Sales d/b/a Miracle Siding, LLC; Mark Palpoint a/k/a Micah Palpoint; Eloy Alonzo Vasquez; Chris a/k/a John Doe 61; Alderman Construction; Stanley’s Vinyl Fence Designs; Cohen’s Drywall Company, Inc; Mosely Concrete; Hand A Framing Construction, LLC a/k/a H&A Framing Construction, LLC and d/b/a H and A Framing, LLC, H&A Construction, and Hand A Construction; JMC Construction, Inc; JMC Construction, LLC; John Does 1-15 Defendants,

of which Palmetto Pointe at Peas Island Condominium Property Owners Association, Inc., and Jack Love, individually, and on behalf of all others similarly situated are the Respondents,

and

Tri-County Roofing, Inc.Appellant.

APPELLANT’S MOTION TO STRIKE PART OF RESPONDENT’S DESIGNATION OF RECORD ON APPEAL

TO: THE HONORABLE JUDGES OF THE COURT OF APPEALS OF SOUTH CAROLINA:

Pursuant to Rule 240, SCACR, Appellant Tri-County Roofing, Inc. (“TCR”) respectfully moves this Court of an Order striking two designations included in Respondent’s Designation of Matters to be Included in the Record on Appeal. Specifically, these are Respondent’s designations number 18 (“Exhibit 542 – Novus Architects, Inc. f/k/a SGM Architects, Inc. Proposal to Owner”) and number 21 (“Exhibit 613 – Charges for Defective Workmanship”). The basis of this motion is these documents were not presented to the trial court and should be excluded by Rule 210(c), SCACR.

Appellant additionally requests that all deadlines for filing the Record on Appeal and the Final Briefs be held in abeyance until the Court issues its ruling on these motions. The Appellant’s Initial Response Brief was filed with the appellate court on September 25, 2020.

FACTUAL/PROCEDURAL BACKGROUND

This is a construction defect lawsuit that was tried before the Honorable Jennifer B. McCoy from May 6 through 16, 2019. Respondents settled with various defendants both before and after the trial. Thirty-three of the thirty-six defendants named in the caption participated in the lawsuit at some time. There were eight defendants at the start of trial and five when the case went to the jury for deliberations.

The jury returned its verdict on May 16, 2019. The jury rendered its verdict against Complete Building Corporation (“Complete”—the general contractor), Appellant, Eloy Alonzo Vasquez (“Vasquez”—a roofing and waterproofing installer and Appellant’s subcontractor), and Wilson Lucas Sales d/b/a Miracle Siding, LLC (“Miracle”—a siding installer and Appellant’s subcontractor). The jury also awarded Complete \$1,000 on its contractual indemnity cross claim

against Appellant. The jury rendered a defense verdict in favor of W.C. Services, Inc. (“W.C. Services”—the fire sprinkler installer). In a post-verdict hearing, the jury allocated five percent (5%) responsibility each to Miracle and Vasquez.

Appellant timely filed its post-trial motions based on various theories. One of the post-trial arguments addressed setoff of certain settlements that Respondent received both before and after the trial. The post-trial motions hearing was conducted on Friday, June 7, 2019. Appellant was the only defendant that filed post-trial motions because the other parties had either settled or been dismissed from the case, including Complete, Vasquez, and Miracle. The trial judge subsequently issued a Form 4 Order denying Appellant’s post-trial motions on July 23, 2019, which also allocated a portion of the settlement setoffs and reduced the total general verdict amount against Appellant. On July 24, 2019, Appellant received an electronic copy of the filed verdict form, which was retroactively file stamped on May 16, 2019, the last day of trial.

Appellant timely filed its motion to reconsider the Form 4 Order on August 5, 2019. Although Appellant did not abandon any of its post-trial motions, it principally addressed setoff in its motion to reconsider. Respondents e-mailed a memorandum in opposition to the motion to reconsider on August 15, 2019. Appellant filed a return to Respondents memorandum on August 23, 2019. On September 25, 2019, the trial judge entered her final order denying Appellant’s motion to reconsider. Appellant timely filed its notice of appeal with the South Carolina Court of Appeals on October 14, 2019 and served the notice on Respondents and the trial court on October 21, 2019. Although the notice of appeal addressed several issues, the only question Appellant raises in this appeal is the trial court’s setoff determination, which Appellant respectfully states is inadequate.

The appellate court has already granted various extensions to both Appellant and

Respondent during the present appeal. The court also granted one previous consent motion to allow Appellant to file an Amended Initial Brief and Amended Initial Designation of Matters to be Included on the Appeal in order to provide more specific general record citations (Order granted August 31, 2010). The Initial Brief of Appellant and Designation of Matters to be Included in the Record on Appeal were filed June 25, 2020. Appellant filed the consent motion to appeal on August 13, 2020, which was subsequently granted August 31, 2020. In the interim, Respondent filed its Provisional Initial Brief and Designation of Matters to be Included in the Record on Appeal on August 26, 2020. The Respondent's Initial Brief and Designation of Matters to be Included in the Record on Appeal were filed on September 15, 2020. Appellants Initial Response Brief was filed September 25, 2020. Based on these dates, the deadline for Appellant to serve the Record on Appeal currently falls on October 25, 2020.

LAW/ANALYSIS

The Supreme Court of South Carolina has advised that “the South Carolina Appellate Court Rules are not mere technicalities but provide the parties and this Court with an orderly mechanism through which to guide appeals in this State. It is incumbent upon counsel to provide material that complies with the Rules and facilitates appellate review.” Henning v. Kaye, 307 S.C. 436, 415 S.E.2d 794 (1992).

The Appellate Court Rules provide that matters not presented to the trial court are not properly included in the Record on Appeal. Rule 210(c), SCACR; see also Sanders v. Allis Chalmers Mfg. Co., 235 S.C. 259, 266, 111 S.E.2d 201, 204 (1959) (an affidavit attached to appellant's brief that had not been presented to the trial court was not properly included in the record on appeal); State v. Johnson 147 S.C. 325, ___, 145 S.E. 194, 195 (1928) (affidavit that was not presented to the trial court was properly excluded from the record); Norris v. Ferre, 315 S.C.

179, 183, 432 S.E.2d 491, 493 (Ct.App.1993) (deposition testimony that was not presented to the trial judge was properly excluded from the record on appeal); S.C. Jur., Appeal and Error § 63 (“Irrelevant matters and matters not presented to the lower court may not be included [in the Record on appeal].”)

Appellant and Respondent both timely served their respective designations to be included in the record. At issue with this motion are two items included in Respondent’s designation: Respondent’s designation number 18 (“Exhibit 542 – Novus Architects, Inc. f/k/a SGM Architects, Inc. Proposal to Owner”) and number 21 (“Exhibit 613 – Charges for Defective Workmanship”) were never presented to the trial judge.

Respondent references Exhibit 542 in Footnote 10 on page 10 of its Initial Response Brief. Respondent references Exhibit 613 in Footnote 9 on page 9 of its Initial Response Brief. Appellant acknowledges that Exhibit 613 is included in a list of prospective exhibits that Respondent supplied to the trial judge as an attachment to Respondent’s pre-trial brief. Respondent listed its pre-trial brief in its designation number 53 for the record on appeal. (A copy of Plaintiffs’ Pretrial Brief dated May 3, 2019 is attached to this motion as Exhibit “A.”) However, neither Exhibit 542 nor Exhibit 613 were eventually presented to the trial judge to be included as an exhibit or a court’s exhibit at trial. (See the index of exhibits entered during the first week of trial in the attached Exhibit “B” and during the second week of trial in the attached Exhibit “C.”) These two exhibits should be excluded from the record on appeal. Johnson 147 S.C. at ___, 145 S.E. at 195 (affidavit properly excluded because it “was not presented to the court at any time during the trial, and no proffer of it was made.”) All other requested designations proffered by both Appellant and Respondent were submitted to the trial judge for her review via court filings, proffers during trial, and/or email correspondence.

CONCLUSION

Based on the discussion above, Appellant respectfully requests an order striking Respondent’s designation number 18 (“Exhibit 542 – Novus Architects, Inc. f/k/a SGM Architects, Inc. Proposal to Owner”) and number 21 (“Exhibit 613 – Charges for Defective Workmanship”) from being included on the Record on Appeal.

Respectfully submitted

COLLINS & LACY, P.C.

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October 2, 2020

ATTORNEYS FOR TRI-COUNTY
ROOFING, INC

EXHIBIT A

STATE OF SOUTH CAROLINA)	IN THE COURT OF COMMON PLEAS
)	
COUNTY OF CHARLESTON)	NINTH JUDICIAL CIRCUIT
)	
PALMETTO POINTE AT PEAS)	CASE NO. 2015-CP-10-0955
ISLAND CONDOMINIUM PROPERTY)	
OWNERS ASSOCIATION, INC. AND)	
JACK LOVE, INDIVIDUALLY, AND)	
ON BEHALF OF ALL OTHERS)	
SIMILARLY SITUATED,)	
)	
)	
PLAINTIFFS,)	
)	
vs.)	PLAINTIFFS' PRE-TRIAL BRIEF
)	
ISLAND POINTE, LLC, et al,)	
)	
DEFENDANTS.)	
)	

The Plaintiffs, by and through undersigned counsel, hereby submit the following pre-trial brief to the Court in accordance with Rule 16(c), SCRPC.

I. STATEMENT OF THE FACTS

This case involves the construction of 40 townhome style condominium units located in 20 buildings on Peas Island. The units are located on either side of a single roadway which runs the length of the island. The units on the southeastern side of the island face Folly Creek, while the units across the street are marsh front. A Google Earth photo of the project is attached hereto. The units were constructed in 2006-2007. The units were marketed as luxury units and ranged in price from \$450,000 to \$700,000. The project was developed by Island Pointe, LLC and constructed by Complete Building Corporation and its subcontractors and sub-subcontractors.

In early 2015, the POA began to notice persistent roof leaking. A roof inspection was commissioned which documented holes in the shingles caused by the attachment of scaffolding

pump jacks which had been nailed through the shingles during original construction. Counsel was retained to investigate more comprehensively.

The Subsequent investigations (then and over the ensuing years of litigation) revealed thousands of building code violations and deviations from industry standards, including the following: improper shingle installation, improper or missing flashing, 52 firewall penetrations per residence (1,040 fire code violations in the attics per the defense expert), improper fire sprinkler assembly, improper siding and siding installation, improper assemblies of incompatible materials, and improper caulking and waterproofing of windows, balconies and decks. At wind velocities below 60 mph, shingles and siding have blown off many units. During the recent deposition of the POA president, shingles were blowing off during an ordinary blustery day.

Attached hereto is Exhibit 826 which is the *defense* expert's list of defects midway through his investigation.

The cost of repairs will be expensive, and significantly more than the defense estimate of less than \$2,000,000 - which contemplates an unreasonably limited scope of repair. Further, Plaintiffs' repair contractor will testify to the need for owners to move out during the extensive repairs. The owners will testify as to the fair rental value of their property. Many comparable properties are located in regimes which prohibit rental for terms less than 90 days.

Defects in the following narrowly defined areas have been eliminated from the case through settlement: HVAC and electrical (cost of framing work to facilitate access to the HVAC equipment remains in the case), driveways, fireplaces, and window manufacturing defects (but not cost of removal and reinstallation of the windows – which remains in the case).

The following defendants remain in the case the case:

- Island Pointe, LLC (Developer – inactive in this case)
- Complete Building Corp (CBC) – General Contractor

- TriCounty Roofing (TCR) – Principal Subcontractor including Roofs, Decks, and Siding, along with its Siding subcontractor Lucas Sales/Miracle Siding and its roof and deck subcontractor, Vasquez
- Stanley Fence (deck rails and some posts)
- WC Services (Fire Suppression System)

II. FACTS IN CONTROVERSY

The scopes of work needed to remediate the construction deficiencies and code violations are disputed in part. Cost of repair is disputed. Plaintiffs’ loss of use is disputed.

III. LEGAL ISSUES

A. Plaintiffs have alleged the conditions precedent for class certification; however, each unit owner has assigned all claims to the POA;

B. Plaintiffs have alleged estoppel from defendants pleading statute of limitations; and

C. Plaintiffs have alleged the following Causes of Action:

1. Negligence/Gross Negligence (All Defendants);
2. Breach of Warranty (All Defendants);
3. Strict Liability (Manufacturing and Supplier Defendants) (no longer relevant); and
4. Unfair Trade Practices (Island Pointe, LLC).

The experts for Defendants and Plaintiffs have discovered thousands of building code violations. Violations of the building code constitute negligence *per se* and require the submission of a charge for punitive damages to the jury.

IV. WITNESSES & EXHIBITS

A. EXHIBITS

Exhibit List attached hereto.

B. WITNESSES

Witness List previously submitted.

V. ANY UNUSUAL PROBLEMS RELATING TO EVIDENCE TO BE INTRODUCED

Plaintiffs do not currently anticipate any significant evidentiary issues besides the minor issues raised by the various motions in limine.

VI. ANY UNUSUAL QUESTION OR MATTER WHICH SHOULD BE BROUGHT TO THE ATTENTION OF THE COURT

This is a multi-party complex condominium construction defect case, along with the complicated matters which normally accompany such a case, the following unusual questions or matters are expected to come before the Court to determine in this case:

Plaintiffs have alleged the conditions precedent for class certification, however the class has yet to be certified because the Plaintiffs are proceeding upon assignments granted by the homeowners to the Association.

Plaintiffs have alleged estoppel from defendants pleading statute of limitations defenses based on their knowledge and conduct.

VII. A STATEMENT THAT SETTLEMENT NEGOTIATIONS WERE ATTEMPTED BEFORE THE DATE OF THE PRE-TRIAL HEARING, AND THE STATUS OF SETTLEMENT NEGOTIATIONS

This case has been mediated twice and was successful in settling out certain defendants. Bill Lyles served as the mediator. Plaintiffs sent final pre-opening demands to most defendants on May 4, 2019, which expire at 5pm on May 5, 2019.

(Signature on Following Page)

Respectfully submitted,

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By:


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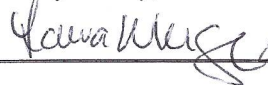
-and-

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May 5, 2019
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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing pleading was emailed to all counsel of record in this proceeding this 5th day of May, 2019.



Palmetto Pointe

Write a description for your map.



Pea Island

Palmetto Pointe: Deposition of Al Schweickhardt, PE

June 27, 2018

DEPOSITION POINTS – VOLUME 1

Code Violations:

- 1) CT siding (p. 26)
 - a. Inadequate nails (p. 105)
 - b. 9" boards don't meet wind loads (p. 105)
 - c. Substrate fastening inadequate (pp. 113, 115)
 - i. Spec'd use of Southern Pine (pp. 114, 116)
 - d. Failure to engage framing (p. 106)
- 2) HVAC duct insulation (code of laws) (pp. 26, 199)
- 3) Firestopping in attic (p. 26)
 - a. General (pp. 94, 220)
 - b. Perpendicular wood members (p. 198)
 - c. Ridge vent gap through firewall (pp. 101, 192, 223)
- 4) Corrosion of piling bolts – 4 units (pp. 23, 26), plus several (p. 217)
- 5) Fastening of floor diaphragm at one location looked at (p. 26)
- 6) Six rear decks with leaks at post intersection (p. 28)
- 7) Excessive shingle overhang (pp. 69, 127, 146)
- 8) Corroded post base trim nails (p. 71)
- 9) Low sloped roofs without double membrane and/or shingles on very low sloped roofs (pp. 83-5, 182-3)
- 10) Missing flashing on rear posts at six residences (p. 91)
- 11) Incorrect fasteners in fascia (p. 150)
- 12) Attachment of railing mounting plate to siding (pp. 176-7)
- 13) Rail post fastened through stair tread (p. 180)
- 14) Inadequate length rail plate fasteners (p. 192)

Violations of Industry Standards:

- 1) Above code violations 1-5 (pp. 26-27)
- 2) Coil stock adjacent to treated lumber (p. 27)
- 3) Improper shingle starter strip (pp. 27, 38) **CODE**
- 4) Reversed lapped weather barrier at base of wall z-flashing (p. 27)
- 5) Mixing of deck products between manufacturers (p. 64)
- 6) Attaching pump jacks through shingles (pp. 104, 150)
- 7) Trim in contact w shingles (pp. 133, 140, 148, 151)
- 8) Unpainted wood (p. 134)
- 9) Concrete control joints (p. 179)
- 10) Pinched duct turns (p. 191)



- 11) Connector plate in contact with Pressure Treated wood corroding (pp. 194-5, 216) strapping (p. 223)
- 12) Lack of sealant gap around window perimeter edge (pp. 167-8) *Manufacturer*

Unallocated:

- 1) Mid-rail support rubbing deck (pp. 51, 63)
- 2) Abrupt drip flashing edge transition creating gaps and water intrusion and damage (pp. 78-9, 162) *Manufacturer*
- 3) Unconfirmed firestopping at bottom of common wall (pp. 175, 23) *Code Violation*
- 4) Gaps in front post flashing not supposed to be there (pp. 110, 157, 160) *Code Violation*
- 5) Open seams between deck coating and posts (p. 144) - *Code*
- 6) Privacy walls (pp. 182-8) - *Code*
- 7) Ponding 7/16" deep (p. 200) 1/2" deep depression (p. 215) - *Manufacturer*

Plaintiffs' Trial Exhibit List					
Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
4	12/5/2005	Application for Building Permit			IN
5A	12/27/2005	CBC & Palmetto Pointe Subcontract R	IN	IN	IN
6	3/20/2006	CBC Weekly Project Reports	IN	IN	
7	4/4/2006	CBC Subcontract Log	IN		
9	4/17/2006	CBC & Tri-County Subcontract R		IN	IN
11A	4/28/2006	Executed CBC Change Order #1	IN	IN	
12A	5/26/2006	Executed CBC Change Order #2	IN	IN	
13A	10/4/2006	Executed CBC Change Order #3	IN	IN	
14A	10/9/2006	Executed CBC Change Order #4	IN	IN	
15	1/22/2007	CBC Change Order #5	IN	IN	
16	1/22/2007	CBC Change Order #6	IN	IN	
17	1/31/2007	CBC Change Order #7	IN	IN	
18	2/28/2007	CBC Change Order #8	IN	IN	
19	3/31/2007	CBC Change Order #9	IN	IN	
20	4/30/2007	CBC Change Order #10	IN	IN	
21	10/8/2007	CBC Change Order #11	IN	IN	
22	4/3/2008	CBC Change Order #12	IN	IN	
24	10/12/2006	CBC Meeting Agendas	IN	IN	
25	10/16/2006	Tri-County Roofing Change Order #1	IN	IN	IN
26	3/1/2007	Tri-County Roofing Change Order #2	IN	IN	IN
26A		Tri-County Roofing Change Order #2	IN	IN	IN
27	6/27/2007	Tri-County Roofing Change Order #3	IN	IN	IN
28	7/6/2007	Tri-County Roofing Change Order #4	IN	IN	IN
29	8/24/2007	Tri-County Roofing Change Order #5	IN	IN	IN
30	10/16/2007	Tri-County Roofing Change Order #6	IN	IN	IN
31	10/22/2007	Tri-County Roofing Change Order #7	IN	IN	IN
32	10/22/2007	Tri-County Roofing Change Order #8	IN	IN	IN
33	10/22/2007	Tri-County Roofing Change Order #9	IN	IN	IN
34	10/29/2007	Tri-County Roofing Change Order #10	IN	IN	IN
34 A	10/29/2007	Change Order Invoices	IN	IN	IN
35	12/13/2007	Tri-County Roofing Change Order #11	IN	IN	IN
36	2/15/2008	Tri-County Roofing Change Order #12	IN	IN	IN
37	10/31/2006	Deficiency and Correction List	IN		IN
38	11/16/2006	CBC Action List	IN		
39	11/16/2006 - 01/04/07	CBC Progress Meeting Notes	IN		IN
40	11/16/2006	Field Observations	IN	IN	IN
41	11/17/2006	CBC Inspection Logs	IN		IN
42	11/28/2006	Apat Email	IN		IN
44	1/11/2007	CBC Punch List	IN		IN
45	Undated	Brown to Hilton "Weekly Report"	IN		
46	Undated	Shop drawing submittal from Tri County	IN	IN	IN
48A	1/22/2007	Amended & Restated Master Deed	IN	IN	IN
49	7/19/2007	1 st Amendment to Amended Master Deed	IN	IN	
50	10/15/2007	2 nd Amendment to Amended Master Deed	IN	IN	
51	7/18/2008	3 rd Amendment to Amended Master Deed	IN	IN	
52	8/22/2009	4 th Amendment to Amended Master Deed	IN	IN	
53	10/17/2014	5 th Amendment to Amended Master Deed	IN	IN	
54	1/29/2007	CBC Punch List	IN		IN
55	11/12/2007	M. Poyner to C. Poyner Email re: Atlantic	IN	IN	IN
58	7/18/2008	Vasquez Invoice	IN	IN	
64	2/10/2009	Union to Board Email	IN		
66	5/8/2009	AmTrust Condo/PUD Project Questionnaire	IN		
80	1/11/2015	Elite Development Group, LLC Inspection Report	IN	IN	IN

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
81	12/7/2015	Mease 1601 Folly Creek Way Photo Log	NO	NO	NO
82	12/7/2015	Mease 1603 Folly Creek Way Photo Log	NO	NO	NO
83	12/7/2015	Mease 1606 Folly Creek Way Photo Log	NO	NO	NO
84	12/7/2015	Mease 1608 Folly Creek Way Photo Log	NO	NO	NO
85	12/7/2015	Mease 1611 Folly Creek Way Photo Log	NO	NO	NO
86	12/7/2015	Mease 1614 Folly Creek Way Photo Log	NO	NO	NO
87	12/7/2015	Mease 1617 Folly Creek Way Photo Log	NO	NO	NO
88	12/7/2015	Mease 1618 Folly Creek Way Photo Log	NO	NO	NO
89	12/7/2015	Mease 1619 Folly Creek Way Photo Log	NO	NO	NO
90	12/7/2015	Mease 1620 Folly Creek Way Photo Log	NO	NO	NO
91	12/7/2015	Mease 1621 Folly Creek Way Photo Log	NO	NO	NO
92	12/7/2015	Mease 1622 Folly Creek Way Photo Log	NO	NO	NO
93	12/7/2015	Mease 1623 Folly Creek Way Photo Log	NO	NO	NO
94	12/7/2015	Mease 1624 Folly Creek Way Photo Log	NO	NO	NO
95	12/7/2015	Mease 1625 Folly Creek Way Photo Log	NO	NO	NO
97	12/7/2015	Mease 1628 Folly Creek Way Photo Log	NO	NO	NO
98	12/7/2015	Mease 1629 Folly Creek Way Photo Log	NO	NO	NO
99	12/7/2015	Mease 1631 Folly Creek Way Photo Log	NO	NO	NO
100	12/7/2015	Mease 1635 Folly Creek Way Photo Log	NO	NO	NO
101	12/7/2015	Mease 1637 Folly Creek Way Photo Log	NO	NO	NO
102	12/7/2015	Mease 1639 Folly Creek Way Photo Log	NO	NO	NO
103	12/7/2015	Mease 1643 Folly Creek Way Photo Log	NO	NO	NO
104	12/7/2015	Mease 1649 Folly Creek Way Photo Log	NO	NO	NO
105	12/7/2015	Mease 1651 Folly Creek Way Photo Log	NO	NO	NO
106	12/7/2015	Mease 1655 Folly Creek Way Photo Log	NO	NO	NO
109	1/6/2016	Mease Concrete Deficiency Photo Log	NO	NO	NO
110	2/1/2016	Mease Scope of Repairs	NO		
111		Plans	IN	IN	IN
114	2006-2007	DuoSil Caulk Invoices	IN		IN
115	2013	DuoSil Fact Sheet	IN		IN
116	6/25/2015 - 11/11/15	Mease Siding Photo Extracts		NO	IN
117	6/25/2015 - 11/11/15	Mease Window Caulk Photo Extracts			NO
118		Overall Drawing of the Project	IN	IN	
120		CBC Document Production			
121	2003	IRC § R703.1	NO	NO	NO
122	2003	IRC § R903.1	NO	NO	NO
123	2003	IRC § R905.2.8.4	NO	NO	NO
124	2003	IRC § R301.2.1.1	NO	NO	NO
125	2003	IRC § Table R703.4	NO	NO	NO
126	2006	CertainTeed Specs	IN	IN	IN
128	7/9/2004	Andersen 200 Ser. Narroline DH Inst. Instr.	NO		IN
128A	1/29/2004	Anderson 200 Series Tilt-Wash DH Window Installation	NO		IN
129	2003	IRC § R905.15.1	NO	NO	NO
130	2003	IBC § 1607.7.1	NO	NO	NO
131	2003	IRC § R501.2	NO	NO	NO
132	2003	SC Code § 6-9-50(C)(2)(d)	NO	NO	NO
133	2003	IRC § 703.8	NO	NO	NO
134	2003	IRC § R407.2	NO	NO	NO
135	2003	IECC § 502.1.1	NO	NO	NO
136	Aug-01	JLC - "Trimming w Aluminum Coil"			
137		ACI § 302.1 – Chapter 3 (§§ 3.2.2, 3.2.5.3)		NO	NO
138		ACI § 360 – Chapter 2 (§ 2.2.1)		NO	NO
139	2003	IRC § R317	NO	NO	NO
140	2003	IRC § R602.8.1.2	NO	NO	NO

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
141	2006	Folly Beach Code § 90.08	NO	NO	NO
143	2003	<i>NOFMA - "Wood Flooring Inst. Manual"</i>	NO	NO	
144	3/31/2016	<i>Smits Report</i>	NO	NO	
145		<i>ACI § 360 – Chapter 3 (§ 3.1)</i>	NO	NO	NO
146		<i>ACI § 360 – Chapter 5 (§ 5.1)</i>	NO	NO	NO
147		<i>ACI § 360 – Chapter 7 (§ 7.1.1)</i>	NO	NO	NO
148	3/25/2016	<i>Mease Construction Deficiencies Photo Log</i>	NO	NO	NO
149	5/2/2016	<i>Mease 1607 Folly Creek Way Photo Log</i>	NO	NO	NO
150	4/29/2016	<i>Mease 1611 Folly Creek Way Photo Log –REVISED</i>	NO	NO	NO
151	4/4/2016	<i>Mease 1628 Folly Creek Way Photo Log –REVISED –</i>	NO	NO	NO
152	9/23/2015	<i>CBC's Answers to Plaintiffs' First Set of Discovery</i>			
154		<i>Contractors Inspection Services, LLC</i>			
157	3/14/2006	Tri-County Contract #6972 Re Oak A&B R	IN	IN	IN
158	6/20/2006	<i>SGM to Buddy (CBC)</i>	IN		
160	9/6/2006	<i>CertainTeed Invoices</i>	IN		
161	9/13/2006	CBC Fax - NRCA roofing and Waterproofing Manual Extract	IN		IN
162	9/27/2006	Tri-County Contract w/ Cornerstone R	IN	IN	IN
163	10/8/2006	<i>CBC Fax to Tri-County re: Pics and Inspection Reports</i>	IN	IN	IN
164	10/6/2006	Wilson Sales d/b/a Miracle Siding Subcontractor File R	IN	IN	NO
166	11/16/2006	<i>Palmetto Point Action List</i>	IN		
169	4/16/2007	<i>Sealoflex Warranty Issues to Mark Poyner</i>	IN	IN	
170	5/2007- 11/1/2007	Sub Vasquez Invoices and Acord Form R	Redact Ins.	IN	NO
172	6/29/2007	<i>D&B Construction Subcontractor File</i>			
173	7/25/2007	Poyner (Tri-County) Ltr to CBC re: 1649	IN	IN	IN
177		<i>Tri-County Total Payment Spreadsheets</i>		IN	
179		<i>Tri-County Invoices, Apps for Payment and copies of checks</i>	IN	IN	
180	12/8/2016	<i>Pls 30(b)(6) NOD of Tri-County</i>			
184		<i>Mease Photo Log of Tropical Storm Hermine</i>	NO	NO	NO
185		<i>Mease Photo Log of Hurricane Matthew</i>	NO	NO	NO
186	11/28/2016	<i>Smits Addendum to 3/31/16 Report</i>	NO	NO	
187		<i>CBC Job Cost Summary</i>			
188		<i>CBC Final Billing Detail Report</i>			
189	2005	<i>CertainTeed Siding Instructions</i>		IN	
190	Nov-03	<i>ICC ES Legacy Report NER-537</i>		IN	
192		<i>TCR Website Extract</i>			
193	9/2006- 8/1/2007	ARD Invoices	IN		IN
194		<i>Site Plan with Poyner HW Notations</i>	IN		
201	11/16/2006	Stanley's Vinyl Fence Sub-Contract w/ CBC R	IN		IN
203	5/22/2007	WC Services Sub-Contract w/ CBC R	IN		IN
205	9/22/2005	<i>CRG Agreement for Services</i>	IN		
209	5/2/2006	<i>WC Services – Sprinkler Proposal</i>	IN		IN
212	9/22/2005	<i>CRG Memo: re: Meeting w/ Brown & SGM</i>	IN		
218	1/11/2006	<i>SMG Ltr re: contractor questions</i>	IN		
221	3/2/2006	<i>SGM Ltr re: Estimating Items Need to be Clarified/Corrected</i>	IN		
223	3/14/2006	<i>List of PP Building & Site Plan</i>	IN	IN	

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
227	4/6/2006	CBC Ltr re: Siding Change	IN		
236	5/24/2006	Sprinkler System Cost	IN		
240	6/20/2006	Emails re: Status Update of Fire Protection Drawings	IN		IN
241	6/20/2006	CRG: Fire Protection Design Review Memo	IN		
242	6/22/2006	Fire Sprinkler System Spec Sheet	IN		
244	6/23/2006	Fire Sprinkler System COC	IN		
245	6/23/2006	Britt Peters letter re: nail spacing	IN		
246	6/26/2006	Window & Door Submittal	1		IN
249	7/31/2006	Jim McGuire Roof Section/Privacy Wall Sketches	IN	IN	
250	8/8/2006	Typical Scupper Sketches	IN	IN	
251	8/8/2006	Typical Window Installation	NO		
252	8/8/2006	Change Proposals from TCR	IN		IN
257	8/23/2006	Emails re: Andersen Narrowline Window	NO		
259	8/28/2006	SGM Sketch: Wall Section at Party Wall, Ground Floor	IN		IN
260	8/28/2006	ABS Add'l Points to Andersen Window Install	NO		
267	9/7/2006	Email re: Sept. 5 HVAC Report	NO		
270	9/11/2006	SGM Shop Drawing & Sample Record	IN		
272	9/21/2006	Hydro Stop Specs	IN	IN	IN
276	10/12/2006	Owner CO – Install Flame Sealant at Ground Fl. Party Wall	IN		IN
281	11/14/2006	Handwritten Sketch – Typical Gutter Detail	IN		
300	2/22/2007	SGM Letter re: Ace Home Inspection Rpt	NO		IN
305	4/24/2007	Exterior Punch List w/ Photos	IN		IN
311	7/27/2007	Britt Peters review of Privacy wall Unit 1649	IN		IN
320	8/15/2007	SGM Exterior Punch List	IN		IN
331	9/7/2007	Emails re: structural modifications to shear wall	IN		
338		Atlantic: Summary of Change Orders	IN		
340	11/4/2005	Project Manual	IN	IN	IN
342		CertainTeed Master Shingle Applicators Man. – Laminated Shingles		IN	NO
343	7/13/2006	Curry Engineering Field Observation Report	IN	IN	
344	7/31/2006	SGM Response to Curry Engineering Field Notes from 7/13/06	IN	IN	
345	8/4/2006	Curry Engineering Field Observation Report	IN	IN	
346	7/27/2006	Curry Engineering Field Observation Report	IN	IN	
347	8/24/2006	Curry Engineering Photographs	IN	IN	
348	9/7/2006	Curry Engineering Field Observation Report	IN	IN	
349	7/13/2006	SGM Field Observations	IN	IN	
350	7/13/2006	Meeting Regarding Roof	IN	IN	
351	7/27/2006	SGM Field Observations	IN	IN	
351A	7/27/2006	SGM Handwritten Meeting Notes	IN	IN	
352	8/3/2006	SGM Field Observations	IN	IN	
353	8/4/2006	SGM Field Observations	IN	IN	
353A	8/4/2006	SGM Handwritten Meeting Notes	IN	IN	
354	8/10/2006	SGM Field Observations	IN	IN	
355	8/15/2006	SGM Field Observations	IN	IN	
356	8/22/2006	SGM Field Observations	IN	IN	
357	8/24/2006	SGM Field Observations	IN	IN	

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
358	8/28/2006	SGM Field Observations	IN	IN	
359	8/29/2006	SGM Field Observations	IN	IN	
360	9/5/2006	SGM Field Observations	IN	IN	
361	9/7/2006	SGM Field Observations	IN	IN	
362	9/7/2006	SGM Field Observations #2	IN	IN	
363	9/19/2006	SGM Field Observations	IN	IN	
364	9/21/2006	SGM Field Observations	IN	IN	
365	9/26/2006	SGM Field Observations	IN	IN	
366	10/3/2006	SGM Field Observations	IN	IN	
367	10/5/2006	SGM Field Observations	IN	IN	
368	10/6/2006	SGM Field Observations	IN	IN	
369	10/7/2006	SGM Field Observations	IN	IN	
370	10/10/2006	SGM Field Observations	IN	IN	
371	10/17/2006	SGM Field Observations	IN	IN	
372	10/19/2006	SGM Field Observations	IN	IN	
373	10/24/2006	SGM Field Observations	IN	IN	
374	10/31/2006	SGM Field Observations	IN	IN	
375	11/2/2006	SGM Field Observations	IN	IN	
376	11/9/2006	SGM Field Observations	IN	IN	
377	11/16/2006	SGM Field Observations	IN	IN	
378	11/30/2006	SGM Field Observations	IN	IN	
378A		SGM Handwritten Photo Log	IN	IN	
379	12/7/2006	SGM Field Observations	IN	IN	
380	12/14/2006	SGM Field Observations	IN	IN	
380A		SGM Handwritten Photo Log	IN	IN	
381	1/4/2007	SGM Field Observations	IN	IN	
382	1/11/2007	SGM Field Observations	IN	IN	
383	1/18/2007	SGM Field Observations	IN	IN	
384	1/25/2007	SGM Field Observations & Contractors Meeting	IN	IN	
384A		SGM Handwritten Photo Log	IN	IN	
385	2/1/2007	SGM Field Observations & Minutes	IN	IN	
386	2/8/2007	SGM Field Observations & Minutes	IN	IN	
387	2/15/2007	SGM Field Observations & Minutes	IN	IN	
387A		SGM Handwritten Photo Log	IN	IN	
388	2/22/2007	SGM Field Observations & Minutes	IN	IN	
389	3/1/2007	SGM Field Observations & Minutes	IN	IN	
389A		SGM Handwritten Photo Log	IN	IN	
390	3/8/2007	SGM Field Observations & Minutes	IN	IN	
391	3/22/2007	SGM Field Observations	IN	IN	
392	3/29/2007	SGM Field Observations/Construction Meeting	IN	IN	
392A		SGM Handwritten Photo Log	IN	IN	
393	4/5/2007	SGM Field Observations	IN	IN	
394	4/12/2007	SGM Field Observations	IN	IN	
394A		SGM Handwritten Photo Log	IN	IN	
395	4/19/2007	SGM Field Observations	IN	IN	
395A		SGM Handwritten Photo Log	IN	IN	
396	4/26/2007	SGM Field Observations	IN	IN	
397	5/3/2007	SGM Field Observations	IN	IN	
398	5/21/2007	SGM Field Observations	IN	IN	
399	5/24/2007	SGM Field Observations	IN	IN	
400	5/31/2007	SGM Field Observations	IN	IN	
401	6/7/2007	SGM Meeting Minutes	IN	IN	
402	6/29/2007	SGM Field Observations	IN	IN	
403	8/2/2007	SGM Field Observations	IN	IN	
404	8/21/2007	SGM Field Observations	IN	IN	
405	1/30/2008	SGM Field Observations	IN	IN	

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
406	9/24/2008	SGM Field Observations	IN	IN	
407	10/16/2008	SGM Field Observations	IN	IN	
408	11/11/2005	SGM Pre-Bid Meeting Minutes	IN	IN	
409	4/3/2006	SGM Progress Meeting Minutes	IN	IN	
410	4/27/2006 - 5/4/06	SGM Progress Meeting Minutes	IN	IN	
411	1/26/2007	SGM Progress Meeting Minutes	IN	IN	
412	3/14/2006	CBC Pre-Construction Meeting Minutes	IN	IN	
413	4/27/2006	CBC Meeting Agenda & Minutes	IN	IN	
414	5/4/2006	CBC Meeting Minutes	IN	IN	
415	5/11/2006	CBC Meeting Minutes	IN	IN	
416	5/18/2006	CBC Meeting Minutes	IN	IN	
417	5/25/2006	CBC Meeting Minutes	IN	IN	
418	6/1/2006	CBC Meeting Minutes	IN	IN	
419	6/8/2006	CBC Meeting Minutes	IN	IN	
420	6/15/2006	CBC Meeting Minutes	IN	IN	
421	6/22/2006	CBC Meeting Agenda & Minutes	IN	IN	
422	6/29/2006	CBC Meeting Minutes	IN	IN	
423	7/6/2006	CBC Meeting Minutes	IN	IN	
424	7/13/2006	CBC Meeting Minutes	IN	IN	
425	7/20/2006	CBC Meeting Minutes	IN	IN	
426	7/27/2006	CBC Meeting Minutes	IN	IN	
427	8/10/2006	CBC Meeting Minutes	IN	IN	
428	8/17/2006	CBC Meeting Minutes	IN	IN	
429	8/24/2006	CBC Meeting Minutes	IN	IN	
430	9/7/2006	CBC Meeting Minutes	IN	IN	
431	9/14/2006	CBC Meeting Minutes	IN	IN	
432	9/21/2006	CBC Meeting Minutes	IN	IN	
433	9/28/2006	CBC Meeting Minutes	IN	IN	
434	10/5/2006	CBC Meeting Minutes	IN	IN	
435	10/12/2006	CBC Meeting Minutes	IN	IN	
436	10/19/2006	CBC Meeting Agenda & Minutes	IN	IN	
437	10/26/2006	CBC Meeting Agenda & Minutes	IN	IN	
438	11/2/2006	CBC Meeting Minutes	IN	IN	
439	11/9/2006	CBC Meeting Minutes	IN	IN	
440	11/16/2006	CBC Meeting Minutes	IN	IN	
441	11/30/2006	CBC Meeting Minutes	IN	IN	
442	1/4/2007	CBC Meeting Minutes	IN	IN	
459	5/24/2007	Britt Peters Field Report 17	IN	IN	IN
460	5/31/2007	Britt Peters Field Report 18	IN	IN	IN
461	6/8/2007	Britt Peters Field Report 19	IN	IN	IN
462	6/11/2007	Britt Peters Field Report 20	IN	IN	IN
463	6/28/2007	Britt Peters Field Report 21	IN	IN	IN
464	9/18/2007	Britt Peters Field Report 22	IN	IN	
465	11/7/2007	Britt Peters Field Report 23	IN	IN	
466	11/14/2007	Britt Peters Field Report 24	IN	IN	
467	11/27/2007	Britt Peters Field Report 25	IN	IN	
468	12/4/2007	Britt Peters Field Report 26	IN	IN	
469	12/11/2007	Britt Peters Field Report 27	IN	IN	
470	12/18/2007	Britt Peters Field Report 28	IN	IN	
473		RFI Log	IN	IN	
473.1		RFI #1	IN	IN	
473.2		RFI #2	IN	IN	
473.3		RFI #3	IN	IN	
473.4		RFI #4	IN	IN	
473.5		RFI #5	IN	IN	
473.6		RFI #6	IN	IN	
473.7		RFI #7	IN	IN	

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
473.8		RFI #8	IN	IN	
473.9		RFI #9	NO		
473.1		RFI #10	IN	IN	
473.11		RFI #11	IN	IN	
473.12		RFI #12	NO		
473.13		RFI #13	IN	IN	
473.14		RFI #14	IN	IN	
473.15		RFI #15	IN	IN	
473.16		RFI #16	IN	IN	
473.17		RFI #17	IN	IN	
473.18		RFI #18	IN	IN	
473.19		RFI #19	IN	IN	
473.2		RFI #20	IN	IN	
473.21		RFI #21	IN	IN	
473.22		RFI #22	IN	IN	
473.23		RFI #23	IN	IN	
473.24		RFI #24	IN	IN	
473.25		RFI #25	IN	IN	
473.26		RFI #26	IN	IN	
473.27		RFI #27	IN	IN	
473.28		RFI #28	IN	IN	
473.29		RFI #29	IN	IN	
473.3		RFI #30	IN	IN	
473.31		RFI #31	IN	IN	
473.32		RFI #32	IN	IN	
473.33		RFI #33	IN	IN	
473.34		RFI #34	IN	IN	
473.35		RFI #35	IN	IN	
473.36		RFI #36	IN	IN	
473.37		RFI #37	IN	IN	
473.38		RFI #38	IN	IN	
473.39		RFI #39	IN	IN	
475	12/4/2007	Correspondences re: RFI	IN	IN	
478		Hydrostop Flex Coat 5 Year Material Warranty	IN	IN	
484	6/28/2017	Mease Photos – Unit 1643	NO	NO	
485	2006 - 2016	Bruce Installation Instructions for Solid Wood Flooring	NO	NO	
489	9/19/2006	CBC to Atlantic re: Phase 1	IN		IN
494	Sep-06	Siding Nail Invoices	IN		IN
495	11/29/2007	Miracle Siding Invoices	IN	IN	NO
496	1/26/2007	TCR Invoice – 8.25 Beaded Hardi Plank		NO	
499	6/13/2017	Mease Photo Log – Clubhouse	NO	NO	Photos Only
500	9/1/2017	Mease Photo Log – 1622 Folly Creek Way	NO	NO	
501		Walker House – Before Relocation			
502		Walker House – Post Relocation			
503		Graphic – Wilson Lucas and Cornerstone Scopes of Work	IN	IN	Remove Commentary
540		Site Plan Graphic with Unit Numbers	IN	IN	
545	1/8/2007	CBC to SGM – Project Behind Schedule	IN		IN
564	8/3/2006	CBC Progress Meeting Minutes	IN		
572	10/20/2006	CBC to SGM: CO exterior stairs	IN		IN
577	3/1/2007	Atlantic Resp to 2/22/07 SGM Field Report	IN		IN
579	7/24/2007	CBC - Costs to Construct Privacy Walls	IN		IN
580		Knee Wall Sketches	IN		IN
583	1997	A201-1997 AIA Gen Conditions	IN		IN
584	11/7/2007	Britt Peters Site Visit Photos	IN	IN	

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
592	6/25/2007	Atlantic – 1603 Pictures	IN		IN
596	6/13/2007	BP Shear wall Drawings	IN		IN
602	8/18/2006	Email to Atlantic re: window installation	NO		IN
606	9/20/2006	Inspection Reports/Pictures from Apat's 9/18/06 Inspection	IN		IN
613		Charges for Defective Workmanship	IN		IN
615		Collection of Change Orders	IN		
619		Construction Set Plans [Bound Separately]	IN	IN	IN
620		Site Plan Graphic with Phases	IN	IN	
621		Atlantic PO Summary for JMC	IN	IN	IN
622	10/1/2006	ESR-1688 Reports: CertainTeed Siding	IN		IN
624		JMC Secretary of State Information			IN
646	1/10/2018	Maddox Preliminary Investigation and Report of the Mechanical Systems at Peas	NO	NO	
649		Maddox Photos of 1601 and 1631	NO		IN
651		2003 IRC Ch. 13 Gen Mech System Requirements, IMC 2003, and 2003 IPC Extracts	NO	NO	
655	2003	IRC R301 Extract – Live Loads for Handrails	NO	NO	
661	4/30/2018	Stanley's Vinyl Fence NOD			
663	2003	IRC R319	NO	NO	
664		Site plan with witness mark-up (Stanley)	Duplicate of 620		IN
665		Plans Excerpt: G001, A303, A321, A501-502	IN		
666	6/25/2015	Mease Railing Video: MVI_0240 06-25-15 Mease .MOV	NO		?
667	6/25/2015	Mease Railing Video: MVI_0236 06-25-15 Mease .MOV	NO		?
669	10/1/2013	ESR-1688 Report – CertainTeed Siding	IN		
670	2016	Demonstrative: TS Hermine & Hurricane Matthew Damage	Need identification of underlying data for summary per		Only w/ Mease Testimony
671	9/11/2017	Mease Hurricane Irma Photo Log	NO		
672	2017	Demonstrative: Hurricane Irma Damage	Need identification of underlying data for summary per		Only w/ Mease Testimony
674	6/25/2018	ABS Scope of Repair			
675		ABS Invoices			
677	Dec-17	Handegan Revised Estimate (Loss of Use Removed)			
678	Dec-17	Handegan Loss of Use Estimate			
679	3/6/2006	Hall to Brown re: Fire Suppression System at Peas	IN		IN
680	4/11/2006	Hilton to McGuire Letter re: Sprinkler Quote	IN		
681	5/2/2006	WC Services Sprinkler Proposal	IN		IN
682	5/15/2006	Email re: CPW Issue?	IN		
685	5/24/2006	Hilton to McGuire re: fire sprinkler cost	IN		
688	6/6/2006	WC Services Prop Meter Layout and Calculations	IN		IN
689	8/29/2006	Email re: Window Water Test & Ernesto	1		IN

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
691	10/8/2016	Weather Data			NO
692	9/2/2016	Weather Data			NO
695	2/19/2016	<i>Al Schweickhardt Field Notes</i>	IN	IN	
696	2/19/2016	Al Schweickhardt Site Visit Photos	IN	IN	NO
697	9/1/2016	<i>Al Schweickhardt Field Notes</i>	IN	IN	
698	9/1/2016	Al Schweickhardt Site Visit Photos	IN	IN	NO
699	12/1/2016	<i>Al Schweickhardt Field Notes</i>	IN	IN	
700	12/1/2016	Al Schweickhardt Site Visit Photos	IN	IN	NO
701	12/2/2016	Al Schweickhardt Deck Photos – Unit 1635- Holly “A”	IN	IN	NO
702	12/2/2016	Al Schweickhardt Deck Photos – Unit 1655- Holly “A”	IN	IN	NO
703	12/2/2016	Al Schweickhardt Deck Photos – Unit 1645 - Dogwood	IN	IN	NO
704	3/6/2018	<i>Design No. U341; BXUV.U341; Fire Resistance Ratings - ANSI/UL 263</i>			
705		<i>WC Services Fire Sprinkler Drawings</i>	IN		
706	3/25/2016	Mease – Unit 1615 Photo Exemplar	NO	IN	
707	3/25/2016	Mease – Unit 1617 Photo Exemplar	NO	IN	
708	3/25/2016	Mease – Unit 1623 Photo Exemplar	NO	IN	
709	3/25/2016	Mease – Unit 1629 Photo Exemplar	NO	IN	
710	2/19/2016	Unit 1611 - Front Deck - Schweickhardt Inspection Photos	IN	IN	NO
711	12/1/2016	Unit 1629 - Front Deck - Schweickhardt Inspection Photos	IN	IN	NO
712	2003	<i>IRC – Section R317 – Dwelling Unit Separation</i>	NO	NO	NO
713	12/2/2016	Unit 1623 - Front Deck - Schweickhardt Inspection Photos	IN	IN	NO
714		Ponding - Schweickhardt Inspection Photos	IN	IN	NO
716		<i>ABS Invoices</i>			
717		<i>Rear lower roof slop of Palmetto B Units Repair</i>	NO		
718		<i>ABS – 2006 Closed Peas File for Window Testing</i>	NO		IN
719	2/19/2016	<i>Polk Field Notes</i>	IN		
720	2/19/2016	<i>Polk Site Visit Photos</i>	IN	IN	NO
721	9/1/2016	<i>Polk Field Notes</i>	IN	IN	
722	9/1/2016	<i>Polk Site Visit Photos</i>	IN	IN	NO
723	12/1/2016	<i>Polk Field Notes</i>	IN	IN	
724	12/1/2016	<i>Polk Site Visit Photos</i>	IN	IN	NO
725	12/2/2016	<i>Polk Field Notes</i>	IN	IN	
726	12/2/2016	<i>Polk Site Visit Photos</i>	IN	IN	NO
727	4/25/2016	<i>Polk Site Visit Photos</i>	IN	IN	NO
728	4/27/2017	<i>Polk Field Notes</i>	IN	IN	
729	4/27/2017	<i>Polk Site Visit Photos</i>	IN	IN	NO
730	11/16/2017	<i>Polk Field Notes</i>	IN	IN	
731	11/16/2017	<i>Polk Site Visit Photos</i>	IN	IN	NO
732	5/8/2018	<i>Polk Field Notes</i>	IN	IN	
733	5/8/2018	<i>Polk Site Visit Photos</i>	IN	IN	NO
734	4/25/2017	<i>Unit 1607 - Front Deck – Polk Inspection Photos</i>	IN	IN	NO
735	4/25/2017	<i>Unit 1628 - Front Deck – Polk Inspection Photos</i>	IN	IN	NO
736	4/25/2017	<i>Unit 1619 - Front Deck – Polk Inspection Photos</i>	IN	IN	NO

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
737	2/19/2016	Unit 1611 - Front Deck – Polk Inspection Photos	IN	IN	NO
738	8/2/2005	Fire Sprinkler Cert of Compliance	IN		
739	6/6/2006	Email from Chad to Kirk re: Supply Line	IN		
740	6/7/2006	WCS (Chad) fax to CRG re: calc sheet	IN		
741	6/7/2006	CRG to WCS email re: fire line proposal	IN		
742	6/14/2006	CBC fax to WCS re: copy of 6.8.06 meeting minutes	IN		
743	6/20/2006	CRG new project description sheet	IN		
744	6/20/2006	CRG email re: FYI	IN		
745	6/22/2006	CRG memo to Chad re: 5 sets of fire protection dwgs & sprinkler spec sheets	IN		
746	7/10/2006	CRG invoice to Bucky Chapman	IN		
747	7/11/2006	Fax Richards (CRG) to Lydia Owens re: approval of 1” line	IN		
748	12/15/2006	CRG photos (3) – exterior fire sprinkler piping	IN		
750		3M Fire Barrier Sealant Product Data Sheet			
751	2003	IRC R106 Construction Documents	NO	NO	NO
752	2/2/2016	Unit 1603: Smits Inspection Photos	IN		IN
753	2/2/2016	Unit 1624: Smits Inspection Photos	IN		IN
754	2/2/2016	Unit 1655: Smits Inspection Photos	IN		IN
755	11/3/2016	Unit 1635: Smits Inspection Photos	IN		IN
757	12/14/2017	Unit 1625: Maddox Inspection Photos	NO		IN
758	4/27/2017	Unit 1627: Lazo Inspection Photos			IN
759	12/14/2017	Unit 1603: Maddox Inspection Photos	NO		IN
760	12/14/2017	Unit 1618: Maddox Inspection Photos	NO		IN
761	12/14/2017	Unit 1601: Maddox Inspection Photos	NO		IN
762	12/14/2017	Unit 1631: Maddox Inspection Photos	NO		IN
763	12/14/2017	Unit 1629: Maddox Inspection Photos	NO		IN
764	2007	NFPA 13D – Standard for the Installation of Sprinkler Systems in 1-2 Family Dwellings & Manufactured Homes			
765	2/13/2006	Hall to Wise – Recap of Feb. 10, '06 Peas Island Meeting			
767	2003	IRC Ch. 26 General Plumbing	NO		
771	6/29/2017	Lazo to Folly Beach re: Fire Protection Ordinance prior 2014	NO		
772	6/8/2017	Lazo and Atkins re: NFPA standard and fire sprinklers			
789		Certificates of Occupancy	IN	IN	IN
790	2007	Installation Guide for Andersen 400 Series Tilt-Wash DH and 200 Series Narroline DH	NO		
791	8/25/2003	Prefin i shed Sill Stop and Stool for Andersen 200 Series Narroline DH	NO		
792	7/27/2007	Andersen Test Report PSNL 3862 Low-E/200 Series Narroline DH	NO		
793	7/27/2007	Andersen Test Report PSNL 3862 HP Glass and DP UPGRADE	NO		
794	1/24/2017	Stoppelbein Site Visit Notes	NO		
795	1/24/2017	Stoppelbein Site Visit Photos	NO		
796	2003	IRC Part III - Building Planning and Construction	NO		
797	Jan-11	Delmhorst BD-2100 Owner's Manual	NO		
798	Feb-98	Cooperative Extension Service Clemson University - Residential Housing: Wood Moisture Content	NO		

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
800	2002	Andersen Care Instructions	NO		
801	7/9/2018	NOD - Andersen	NO		
812	8/21/2018	AI Schweickhardt Site Visit Photos – Unit 1615	IN	IN	NO
813	8/21/2018	AI Schweickhardt Site Visit Photos – Unit 1628	IN	IN	NO
814	8/21/2018	AI Schweickhardt Site Visit Photos – Unit 1623	IN	IN	NO
815	8/21/2018	AI Schweickhardt Site Visit Photos – Units 1631 & 1647	IN	IN	NO
816	8/22/2018	AI Schweickhardt Site Visit Photos – Unit 1639	IN	IN	NO
817	8/22/2018	AI Schweickhardt Site Visit Photos – Unit 1627	IN	IN	NO
818	8/22/2018	AI Schweickhardt Site Visit Photos – Remainder of Day	IN	IN	NO
819	8/21/2018	AI Schweickhardt Field Notes	IN	IN	NO
820	8/22/2018	AI Schweickhardt Field Notes	IN	IN	NO
821	9/5/2018	AI Schweickhardt Scope of Repair			
822	9/5/2018	Through-penetration Firestop Systems, XHEZ - UL Product Spec			
823	2003	IRC R.802.11	NO		
824		Schweickhardt Updated Invoices			
825		Table 2 from AI Schweickhardt Report	IN		
826		AI Schweickhardt Depo Points – Volume 1 – with H/W notes			NO
827		Graphic: REAR Damage & Flashing Repair Locations per AI's Table 2	IN		NO
828		Graphic: FRONT Damage per AI's Table 2	IN		NO
829	9/18/2018	Schweickhardt Email to Burke at Folly Beach – Fire Marshall Question	IN		
830	2015	SC Residential Code – Building Planning R302	NO		
831	2007	Hall Cert. of Conformance	NO		
833	2007	Andersen Coastal Prod Guide Extract	NO		
834A	9/25/2018	Andersen 2 nd Supp Ans to Pls DR	NO		
842		Sealoflex – 1.3.1.1 Decks w/ Hardwearing Color Finish			?
843	08/21-22/18	Polk Site Visit Photos	IN	IN	
844	08/21-22/18	Polk Field Notes	IN		
845	2003	IRC Extract: Code and Industry Standards for underlayment requirements	NO		
849	1/1/06 to 12/4/16	Wind Verification Report: 1645 Folly Creek Way, Charleston, SC	IN		NO
850	01/01/09 to 7/1/08	Wind Verification Report- 2742 Fort Trenholm Rd, Johns Island, SC 29455	IN		NO
851	10/5/2018	Polk Field Notes	IN		
852	10/5/2018	Polk Site Visit Photos	IN	IN	
853	1/1/1999	Hydrostop Standard Drip Edge Detail		IN	IN
854	12/15/2016	Hydrostop Standard Drip Edge Detail		IN	IN
864		Excerpt from 2003 IRC, Section R110.1	NO	NO	
868		ASTM C 1193-05a Standard Guide for Use of Joint Sealants			
875	12/3/2018	Elkin H/W Wood Floor Notes	NO		
876	12/4/2018	Elkin H/W Mease Vol 1 Notes	NO		
877	12/5/2018	Elkin H/W Mease Vol 2 Notes	NO		
878	12/4/2018	Elkin H/W Vasquez Notes			

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
879	12/5/2018	Elkin H/W CertainTeed Notes			
880	12/6/2018	Elkin H/W Schweickhardt Notes			
881	12/7/2018	Elkin H/W Wilson Sales Notes			
882	12/9/2018	Elkin H/W Poyner Vol 1 Notes			
883	12/9/2018	Elkin H/W Poyner Vol 2 Notes			
884	12/9/2018	Elkin H/W TCR Records Notes			
885	12/9/2018	Elkin H/W Wilson Sales Depo Notes			
886	12/10/2018	Elkin H/W SGM Field Obs Notes			
887	4/7/2017	Elkin Job Detail Report – Wilson & Heyward			
888	6/25/2018	Elkin Job Detail Report – Murphy & Grantland	NO		
889	4/27/2018	Elkin Engineering Site Visit Photos	NO		
890	8/21/2018	Elkin Engineering Field Notes	NO		
891	8/21/2018	Elkin Engineering Site Visit Photos	NO		
892	8/22/2018	Elkin Engineering Field Notes	NO		
893	8/22/2018	Elkin Engineering Site Visit Photos	NO		
894	10/5/2018	Elkin Engineering Field Notes	NO		
895	10/5/2018	Elkin Engineering Site Visit Photos	NO		
896	12/11/2018	Elkin Engineering Field Notes	NO		
897	12/11/2018	Elkin Engineering Site Visit Photos	NO		
898		Elkin Invoices	NO		
900		Elkin Site Plan w/ HW Notes	NO		
901	1/22/2019	Smith Photos: Unit 1612	NO		
902	1/23/2019	Smith Photos: Unit 1619	NO		
903	1/23/2019	Smith Photos: Unit 1623	NO		
904	1/23/2019	Smith Photos: Unit 1626	NO		
905	1/23/2019	Smith Photos: Unit 1627	NO		
906	1/23/2019	Smith Photos: Unit 1629	NO		
907	1/22/2019	Smith Photos: Unit 1631	NO		
908	1/22/2019	Smith Photos: Unit 1633	NO		
909	1/23/2019	Smith Photos: Unit 1641	NO		
910	1/22/2019	Smith Photos: Unit 1651	NO		
911	1/23/2019	Smith Photos: Unit 1653	NO		
912	1/22/2019	Smith Photos: Unit 1655	NO		
913	1/27/2017	Bowie Email re: Rough notes of moisture readings	NO		
914		Index of ABS Photos and Field Notes in File	IN		
915		Index of Plaintiffs' Experts Documents in File			
916		ABS Units observed with Model correlation	What is the source of this?		
917		Watkins H/W Notes/Calcs on Plans	IN		
918		Watkins Estimate H/W Notes	IN		
919	10/12/2017	ABS Scope of Repairs - Palmetto Pointe - Preliminary			
920	12/14/2017	Watkins Preliminary Draft Estimate			
921	12/12/2017	ABS Scope of Repairs - Palmetto Pointe - Preliminary			
922	9/20/2018	Watkins Preliminary Draft Estimate			
923	7/27/2018	ABS Scope of Repairs - Palmetto Pointe - Preliminary			
924	10/30/2018	Watkins Preliminary Draft Estimate 1			
925	9/5/2018	ABS Scope of Repairs - Palmetto Pointe - Preliminary			
926	11/30/2018	Watkins Preliminary Draft Estimate			
927	7/27/2018	ABS Suggested Additional investigation as of July 27 2018			

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
928		ABS Palmetto B rear roof repair scope			
929		Emails			
930		Invoices			
931	2/13/2019	Watkins Preliminary Draft Estimate		IN	
932	1/29/2019	ABS Scope of Repairs - Palmetto Pointe - Preliminary			
955	3/14/2019	Andersen Resp to Pls 2 nd Supp RFP	NO		
956		Andersen Hallmark Certificate of Conformance & License	NO		
957	2003	IRC – Section R613	NO	NO	
958	11/26/2018	Lowcountry Home Inspection, Inc. Firewall Inspection Report			IN
959	4/9/2019	TCR 9 th Supp Resp			NO
961		Redacted HO Fee Agreements	Not provided		IN
962	2/5/2015	Mease Photographs: Peas Island (00469-00526)	IN	IN	IN
963	6/25/2015	Mease Photographs: Peas Island (00527-00763)	IN	IN	IN
964	6/26/2015	Mease Photographs: Peas Island (00764-00809)	IN	IN	IN
965	7/8/2015	Mease Photographs: Peas Island (00810-00828)	IN	IN	IN
966	11/11/2015	Mease Photographs: Peas Island (00829-01052)	IN	IN	IN
967	12/7/2015	Mease Photographs: Peas Island (09058-09226)	IN	IN	IN
968	1/6/2016	Mease Photographs: Peas Island (09227-09561)	IN	IN	IN
969	3/21/2016	Mease Photographs: Peas Island (10418-10441)	IN	IN	IN
970	3/25/2016	Mease Photographs: Peas Island (10442-10622)	IN	IN	IN
971	4/12/2016	Mease Photographs: Peas Island (10722-10736)	IN	IN	IN
972	4/21/2016	Mease Photographs: Peas Island (10737-10773)	IN	IN	IN
973	4/27/2016	Mease Photographs: Peas Island (10800-10835)	IN	IN	IN
974	6/27/2016	Mease Photographs: Peas Island (11327-11345)	IN	IN	IN
975	7/25/2016	Mease Photographs: Peas Island (11346-11365)	IN	IN	IN
976	8/15/2016	Mease Photographs: Peas Island (11366-11370)	IN	IN	IN
977	9/6/2016	Mease Photographs: Peas Island (11528-11560)	IN	IN	IN
978	10/10/2016	Mease Photographs: Peas Island (11561-11658)	IN	IN	IN
979	1/25/2017	Mease Photographs: Peas Island (13078-13143)	IN	IN	IN
980	2/21/2017	Mease Photographs: Peas Island (13144-13159)	IN	IN	IN
981	2/24/2017	Mease Photographs: Peas Island (13160-13195)	IN	IN	IN
982	4/27/2017	Mease Photographs: Peas Island (13196-13230)	IN	IN	IN
983	6/13/2017	Mease Photographs: Peas Island (18081-18173)	IN	IN	IN

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
984	6/19/2017	Mease Photographs: Peas Island (18174-18219)	IN	IN	IN
985	6/28/2017	Mease Photographs: Peas Island (18220-18235)	IN	IN	IN
986	9/1/2017	Mease Photographs: Peas Island (18236-18288)	IN	IN	IN
987	12/28/2017	Mease Photographs: Peas Island (21514-21533)	IN	IN	IN
988	7/13/2018	Mease Photographs: Peas Island (021715-021724)	IN	IN	IN
989	9/7/2018	Mease Photographs: Peas Island (021725-021771)	IN	IN	IN
990	9/17/2018	Mease Photographs: Peas Island (021772-021796)	IN	IN	IN
991	10/5/2018	Mease Photographs: Peas Island (021797-021917)	IN	IN	IN
992	12/11/2018	Mease Photographs: Peas Island (38081-38139)	IN	IN	IN
993	1/25/2019	Mease Photographs: Peas Island (38140-38153)	IN	IN	IN
994	1/29/2019	Mease Photographs: Peas Island (38166-38177)	IN	IN	IN
995	3/6/2019	Mease Photographs: Peas Island (38178-38237)	IN	IN	IN
996	3/29/2019	Mease Photographs: Peas Island (040867-040881)	IN	IN	IN
997	4/15/2019	Mease Photographs: Peas Island (40984-041041)	IN	IN	IN
998	1/1/2007	Fire Marshall Inspection Orders of Clubhouse			
999	11/3/2016	Smits Photo of Unit 1635 PVC Fire Sprinkler Pipe			
1000		Test Samples	Not provided		
1001		Test Samples	Not provided		
1002		Test Samples	Not provided		
1003		Test Samples	Not provided		
1004		Test Samples	Not provided		
1005		Test Samples	Not provided		
1006		Test Samples	Not provided		
1007		Test Samples	Not provided		
1008		Test Samples	Not provided		
1009		Test Samples	Not provided		
1010		Test Samples	Not provided		
1013	5/8/2018	Remnants from 1622/1624 Privacy Wall			
1017	10/5/2018	Schweickhardt Photos			
1019	12/11/2018	Schweickhardt Floor OOL Photos			
1021	1/29/2019	ABS (LEP) Unit 1622 Photos			
1023	3/6/2019	Schweickhardt AJS Unit 1621 Photos			
1038	1/25/2019	Handegan's Revised Estimate Supplement (Palmetto Pointe 38154-38157)			
1039	11/26/2018	Lowcountry Home Inspection, Inc.'s Photos			
1040	8/20/2018	Mease Photographs: Peas Island			
1041	9/20/2017	Mease Photographs: Peas Island			
1042	10/13/2016	Mease Photographs: Peas Island			
1043	10/18/2018	Mease Photographs: Peas Island			
1044	6/16/1987	City of Folly Beach Ordinance 87-16			
1045	10/14/2009	CCRR-0143 – Southern Vinyl			

Ex. No	Date	Description	CBC	TCR & JMC	Vasquez & Miracle
1046	5/8/2018	Buckley Video of 1622/24 Privacy Wall			
1047	5/1/2019	TCR 10th Supp Resp			

EXHIBIT B

STATE OF SOUTH CAROLINA.)	COURT OF COMMON PLEAS
)	NINTH JUDICIAL CIRCUIT
COUNTY OF CHARLESTON)	
)	
Palmetto Pointe at Peas)	CASE NO. 2015-CP-10-00955
Island Condominium Property)	
Owners Assn., Inc., et al.,)	
)	
PLAINTIFFS,)	TRANSCRIPT OF RECORD
)	
VS.)	CERTIFIED COPY
)	
Island Pointe, LLC, et al.)	
)	
DEFENDANTS.)	
)	

May 6 to May 9, 2019 (Week One of Trial)

Charleston, South Carolina

B E F O R E:

The Honorable Jennifer McCoy, and a Jury.

A P P E A R A N C E S:

Attorneys for the Plaintiff:

Justin Lucey
Edward D. Buckley, Jr.
Joshua F. Evans

Attorneys for the Defense:

Everett A. Kendall, II
Brent Boyd
Andrew N. Cole
James L. Williams
Brandon T. Reeser
G. Troy Thames
James A. Atkins
Bonum S. Wilson, II
James Flynn

Phyllis Norton, CVR-Master, Nationally Certified Verbatim Court Reporter
636 Long Point Road, Unit G, #74, Mt. Pleasant, South Carolina 29464
PNorton@sccourts.org

Motion to Exclude Ex.B_001

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(DW) - DENOTES DEFENSE WITNESS

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Certification will satisfy Rule 80, Stenographic Report of Transcript as Evidence.

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<u>NO.</u>	<u>DESCRIPTION</u>	<u>MARK</u>	<u>ADMIT</u>
5A	CBC & Palmetto Pointe Subcontract	95	413
9	CBC & Tri-County Subcontract	95	413
22	CBC Change Order	95	---
29	Tri-County Roofing Change Order	95	---
36	Tri-County Roofing Change Order	95	---
46	Drawing by Tri-County	95	---
48A	Amended and Restated Master Deed	95	---
55	Email Poyner	95	---
111	Plans	95	413
128	Andersen 200 Ser. Narroline	95	349
141	Folly Beach Code	95	---
148	Mease Construction Photolog	95	---
157	Tri-County Contract #6972	95	---
164	Sales Subcontractor File	95	---
169	Sealoflex Warranty to Poyner	95	---
170	Sub Vasquez Invoices & Form	95	---
189	Certain Teed Siding Instructions	95	352
203	WC Services Sub-Contract w/CBC	95	413
259	SGM Sketch: Wall Section	95	300
272	HydroStop Specs	95	351

<u>P L A N I T I F F E X H I B I T S</u>			
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340	Project Manual	95	413
342	Certain Teed Applicators	95	350
478	HydroStop Flex Coat Warranty	95	---
583	A201-1997 AIA Gen Conditions	95	413
619	Construction Set Plans	95	413
669	ESR Report - Certain Teed Siding	95	365
671	Mease Hurricane Irma Photo Log	95	---
677	Handegan Revised Estimate	95	600
679	3/6/06 Letter, Re: Fire Suppression	95	511
705	WC Services Fire Sprinkler Drawing	95	---
710	Inspection Photos	95	---
713	Inspection Photos	95	---
722	Polk Site Visit Photos	95	---
726	Polk Site Visit Photos	95	---
751	IRC R106 Construction Documents	95	---
764	NFPA 13D Sprinkler Standards	95	---
789	Certificates of Occupancy	95	639
812	Schweickhardt Site Visit Photos	95	225
813	Schweickhardt Site Visit Photos	95	246
814	Schweickhardt Site Visit Photos	95	278
815	Schweickhardt Site Visit Photos	95	278

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<u>NO.</u>	<u>DESCRIPTION</u>	<u>MARK</u>	<u>ADMIT</u>
826	Schweickhardt Depo Points	95	---
827	Rear Damage & Flashing	95	284
828	Front Damage per Al's Table 2	95	284
852	Polk Site Photos	95	---
853	HydroStop Standard Drip Edge Detail	95	---
854	HydroStop Standard Drip Edge Detail	95	---
889	Elkin Engineering Site Visit Photos	95	675
891	Elkin Engineering Site Visit Photos	95	682
893	Elkin Engineering Site Visit Photos	95	740
895	Elkin Engineering Site Visit Photos	95	747
931	Watkins Prelim Draft Estimate	95	---
961	Redacted Fee Agreements	95	323
962	Photograph	95	353
963	Photograph	95	353
964	Photograph	95	353
965	Photograph	95	353
966	Photograph	95	353
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968	Photograph	95	353
969	Photograph	95	353
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977	Photograph	95	353
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993	Photograph	95	353
994	Photograph	95	353
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996	Photograph	95	353
997	Photograph	95	353
998	Photograph	95	---
999	Photograph	95	---
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EXHIBIT C

State of South Carolina) In The Court of Common Pleas
) Ninth Judicial Circuit
County of Charleston) 2015-CO-10-0955

Palmetto Pointe at Peas Island)
Condominium Property Owners)
Association, Inc.; and Jack)
Love, Individually, and on)
behalf of all others similarly)
situated,)

Plaintiffs,)

vs.)

Island Pointe, LLC., et al,)

Defendants.)

Transcript of Record)

May 13, 14, 15, 16, 2019
Charleston, South Carolina

B E F O R E:

The Honorable Jennifer B. McCoy, Judge, and a jury

A P P E A R A N C E S:

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Attorneys for the Plaintiffs

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Attorneys for Defendant Complete Building Corporation

Andrew N. Cole, Esquire
Attorney for Defendant Tri-County Roofing, Inc.

Brandon T. Reeser, Esquire
Attorney for Defendant Miracle Siding, et al.

Elizabeth B. Harris, CVR-M-CM
Circuit Court Reporter

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E X H I B I T S

	<u>No.</u>	<u>Description</u>	<u>I.D.</u>	<u>Ev.</u>
1				
2				
3	P-5.A	Contract		9
4	P-9	Contract		9
5	P-22	CBC Change Order		380
6	P-29	Tri-County Change Order		380
7	P-36	Tri-County Change Order		380
8	P-46	Shop Drawing Submittal Form		380
9	P-111	Plans		9
10	P-157	Tri-County Contract		380
11	P-164	File of Wilson Sales		306
12	P-169	Sealoflex Warranty Issues		380
13	P-170	Vasquez Invoices		306
14	P-203	Contract		9
15	P-340	Contract		9
16	P-478	Warranty		380
17	P-583	Contract		9
18	P-619	Contract		10
19	P-705	Fire Sprinkler Drawings		535
20	P-710	Inspection Photographs - Schweickhardt		61
21	P-713	Inspection Photographs - Schweickhardt		84
22	P-722	Site Visit Photographs - Polk		217
23	P-726	Site Visit Photographs - Polk		217
24	P-852	Site Visit Photographs - Polk		217
25	P-931	Preliminary Draft Estimate - Watkins		130

	<u>No.</u>	<u>Description</u>	<u>I.D.</u>	<u>Ev.</u>
1				
2	P-1039	Photographs - Lowcountry Homes		523
3	P-1048	Photographs - Mease		94
4				
5				
6	D-2	Invoice		282
7	D-3	Warranties		437
8	D-3.A	Invoices		493
9	D-4	Letter	447	448
10	D-5	Certificate of Compliance		451
11				
12	C-9	Affidavit of Attorney's Fees		210
13	C-10	Ordinance (originally P's 11 for ID)		495
14	C-11	NFPA 13-D		495
15	C-12	Transcript		669
16	C-13	Jury Note		778
17	C-14	Jury Note		831
18	C-15	Jury Note		832
19	C-16	Jury Note		832
20	C-17	Jury Note		835
21	C-18	Jury Note		835
22				
23				
24				
25				

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Jennifer B. McCoy, Circuit Court Judge

Civil Action No. 2015-CP-10-00955

Appellate Case No. 2019-001790

RECEIVED

Oct 02 2020

SC Court of Appeals

Palmetto Pointe At Peas Island Condominium Property Owners Association, Inc. And Jack Love, Individually, and on behalf of all others similarly situated,Plaintiffs,

vs.

Island Pointe, LLC; Complete Building Corporation; Tri-County Roofing, Inc.; Creekside, Inc; American Residential Services, LLC d/b/a ARS/Rescue Rooter Charleston; Andersen Windows, Inc; Atlantic Building Construction Services, Inc., n/k/a Atlantic Construction Services, Inc.; Builder Services Group, Inc. d/b/a Gale Contractor Services; Novus Architects, Inc., f/k/a SGM Architects, Inc.; Tallent and Sons, Inc; W C Services, Inc.; CRG Engineering, Inc; CertainTeed Corporation; Kelly Flooring Products, Inc, d/b/a Carpet Baggers; Cornerstone Construction and Mark Malloy d/b/a Cornerstone Construction; Miracle Siding, LLC and Wilson Lucas Sales d/b/a Miracle Siding, LLC; Mark Palpoint a/k/a Micah Palpoint; Elroy Alonzo Vasquez; Chris a/k/a John Doe 61; Alderman Construction; Stanley's Vinyl Fence Designs; Cohen's Drywall Company, Inc; Mosely Concrete; Hand A Framing Construction, LLC a/k/a H&A Framing Construction, LLC and d/b/a H and A Framing, LLC, H&A Construction, and Hand A Construction; JMC Construction, Inc; JMC Construction, LLC; John Doe 1—15, Defendants,

of which Palmetto Pointe At Peas Island Condominium Property Owners Association, Inc. and Jack Love, individually, and on behalf of all others similarly situated are the Respondents,

and

Tri-County Roofing, Inc.Appellant.

PROOF OF SERVICE

I certify that I have served a true copy of the Appellant's Motion to Strike Part of Respondent's Designation of Record on Appeal upon all parties via email, on October 2, 2020, addressed as follows:

October 2, 2020

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And Jack Love, Individually, and on behalf of
all others similarly situated***