

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Perry H. Gravely, Circuit Court Judge

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Case No. 2018-CP-40-05124  
Appellate Case No. 2020-001065

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**RECEIVED**

**Oct 09 2020**

**SC Court of Appeals**

Trisha Gibbons ..... Respondent,

v.

Aerotek, Inc.....Appellant.

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

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Respondent, in addition to the materials previously designated by the Appellant, proposes that the following be included in the Record on Appeal:

1. Summons and Complaint filed on October 1, 2018.
2. Answer filed on November 21, 2018.
3. Aerotek's Motion for Summary Judgment and Memorandum in Support filed on September 11, 2019.
4. Form 4 Order Denying Summary Judgment filed on January 3, 2020.
5. Aerotek's Motion for Attorneys' Fees and Costs and Memorandum in Support with select exhibits filed on February 13, 2020.
  - Ex. E: Husch Blackwell Attorney Fee Affidavit
  - Ex. F: Nelson Mullins Attorney Fee Affidavit

- Ex. G: Costs Affidavit
6. Form 4 Order Granting Motion for Directed Verdict filed on February 3, 2020.
  7. Memorandum in Opposition to Motion for Attorneys' Fees and Costs with Exhibits filed on March 6, 2020.
    - Ex. 1: Trisha Gibbons Affidavit
      - Ex. 1 to Affidavit: 10/13/17 Email
      - Ex. 2 to Affidavit: 9/14/17 Email
      - Ex. 3 to Affidavit: Acknowledgement of Temporary Work Assignment
    - Ex. 2: 4/5/19 Email Chain
    - Ex. 3: Fee Shifting Agreement
    - Ex. 4 Plaintiff's Offer of Judgment
    - Ex. 5: Contract with Schneider
    - Ex. 6: Partial Stipulation of Dismissal filed 10/29/18
  8. Reply in Support of its Motion for Attorneys' Fees and Costs filed on April 23, 2020.
  9. Order Denying Motion for Attorneys' Fees and Costs filed on June 18, 2020.
  10. Documents Produced by Plaintiff Marked *Gibbons(ppd)150-152*.
  11. Excerpts from Deposition of Plaintiff pp. 17-18.

**(Signature and Certification Follow)**

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

Respectfully Submitted,



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J. Paul Porter, Esquire (# 100723)  
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Columbia, South Carolina 29201  
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paul@cbphlaw.com  
**Attorney for Respondent Trisha Gibbons**

October 9, 2020  
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA  
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**PROOF OF SERVICE**

I do hereby certify that on October 9, 2020, I served the Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal by electronic mail and by depositing a copy of the documents in the United States Mail, postage pre-paid, addressed to Appellant's attorneys of record, at the following addresses:

Patrick D. Quinn, Esquire  
Nelson Mullins Riley & Scarborough, LLP  
Post Office Box 11070  
Columbia, SC 29211  
patrick.quinn@nelsonmullins.com

Bryson M. Geer, Esquire  
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J. Paul Porter, Esquire

# C | B | P | H

## CROMER BABB PORTER & HICKS, LLC *Attorneys and Counselors at Law*

J. Lewis Cromer \* Julius W. Babb, IV \* J. Paul Porter \* Ryan K. Hicks  
Shannon M. Polvi \* Samantha E. Albrecht \* Elizabeth M. Bowen \* Elizabeth S. Millender

October 9, 2020

**Via U.S. Mail and E-Mail**

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

**RECEIVED**  
**Oct 09 2020**  
**SC Court of Appeals**

**Re: Trisha Gibbons, Respondent, v. Aerotek, Inc., Appellant**  
**Case No.: 2020-001065**

Dear Ms. Kitchings:

Enclosed please find Respondent Trisha Gibbons' Initial Brief, Designation of Matter to be Included in the Record on Appeal, and a Proof of Service.

By copy of this letter we are serving all counsel of record with this filing via U.S. mail and e-mail.

Should you have any questions or concerns, please do not hesitate to give us a call.

With kind regards, I am

Sincerely,



Kate M. Hesik  
*Litigation Paralegal*

/kmh  
*Enclosures*

Cc: Patrick D. Quinn, Esquire  
William E. Corum, Esquire  
Megan A. Scheiderer, Esquire  
Bryson M. Geer, Esquire  
Client