

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

RECEIVED

Case No. 2018-CP-07-01457

DEC 23 2020

SC Court of Appeals

Olivia Austin and Michelle Dinatale,
as Co-Executors of the Estate of
Albert R. Scansaroli

Respondents,

v.

Helen Rizzo,

Appellant.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

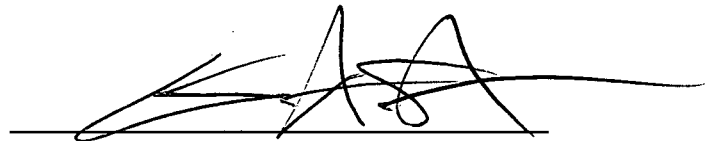
Helen Rizzo, Appellant, proposes the following be included in the Record on Appeal:

1. Verified Complaint dated July 18, 2018.
2. Order Granting Preliminary Injunction of the Honorable J. Cordell Maddox, Jr. dated December 7, 2018.
3. Helen Rizzo's Response to Plaintiffs' Request for Production of Documents and Tangible Things dated January 10, 2019.
4. Helen Rizzo's Answers to Plaintiff's Interrogatories dated January 11, 2019.
5. Consent Order of the Honorable Marvin H. Dukes, III dated September 20, 2019.
6. Defendant's Supplemental Responses to Plaintiff's Interrogatories dated October 7, 2019.
7. Plaintiffs' Response to Defendant's Request for Production of Documents and Tangible Things dated December 18, 2019.
8. Plaintiffs' Answer to Defendant's Interrogatories dated December 18, 2019.
9. Motion for Sanctions and/or For Finding of Contempt dated November 13, 2019.
10. Defendant's Memorandum in Opposition and Response to Plaintiffs' Motion for Sanctions and/or for Finding of Contempt dated December 17, 2019.
11. Exhibits from December 17, 2020 hearing before the Honorable Marvin H. Dukes, III.
12. Defendant's Supplemental Responses to Plaintiffs' Request for Production of Documents and Tangible Things dated January 24, 2020.

13. Defendant's Supplemental Responses to Plaintiffs' Interrogatories dated January 24, 2020.
14. Order of the Honorable Marvin H. Dukes, III dated March 12, 2020.
15. Motion for Sanctions and For Expedited Hearing dated April 21, 2020.
16. Supplemental Affidavit dated April 21, 2020.
17. Defendant's Supplemental Responses to Plaintiffs' Request for Production of Documents and Tangible Things dated May 4, 2020.
18. Second Supplemental Affidavit dated May 5, 2020.
19. Exhibits from May 6, 2020 hearing before the Honorable Marvin H. Dukes, III.
20. Order of the Honorable Marvin H. Dukes, III dated July 17, 2020.
21. Defendant's Motion to Reconsider, Alter or Amend the Judgment dated July 27, 2020.
22. Amended Order of the Honorable Marvin H. Dukes, III dated August 6, 2020.

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

December 21, 2020

A handwritten signature in black ink, appearing to read 'Evan A. Smith', is written over a horizontal line.

Evan A. Smith (South Carolina Bar #100991)
Evan Smith Law Firm, LLC
P.O. Box 976
Charleston, SC 29402
Attorney for Appellant

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

Case No. 2018-CP-07-01457
Appellate Case No. 2020-001178

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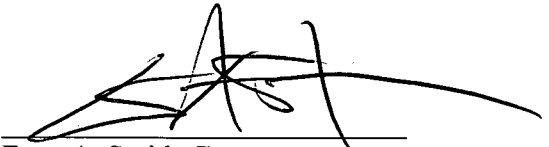
Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below he served the Respondents, Olivia Austin and Michelle Dinatale, through their attorney, Daniel F. Blanchard, III, with a copy of Initial Brief and Designation of Matter to Be Included in Record on Appeal by mailing a copy of the same by United States Mail with first class postage to the following address on December 21, 2020 and by emailing the same.

Daniel F. Blanchard, III
Rosen & Hagood
151 Meeting Street, Suite 400
Charleston, SC 29401
dblanchard@rosenhagood.com

December 21, 2020


Evan A. Smith, Esq.

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SC Court of Appeals

Via U.S. Mail and Facsimile

Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
(803) 734-1839

Re: Olivia Austin and Michelle Dinatale, as Co-Executors of the Estate of Albert T.
Scansaroli v. Helen Rizzo
Appellate Case No. 2020-00178

Dear Ms. Kitchings:

Enclosed please find Appellant's Initial Brief and Designation of Matter to be Included in Record on Appeal in the above-referenced case. We have also enclosed the Proof of Service of the same.

Please file the enclosed documents and return copies to my office in the enclosed self-addressed envelope.

Thank you for your assistance in this matter.

Sincerely,

Evan A. Smith

Enclosures (as stated)

✓ cc: Daniel F. Blanchard, III



Evan Smith
PO Box 976
Charleston, SC 29402

Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
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