

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Dorchester County
Court of Common Pleas

James E. Chellis, Master-in-Equity

Case No. 2016-CP-18-01812
Appellate Case No. 2020-001029

RECEIVED

Dec 30 2020

SC Court of Appeals

David Hannemann,
as President of the Live
Oak Village Homeowner's
Association, Inc.,

Respondent,

v.

William McFarland,

Appellant.

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

YOUNG CLEMENT RIVERS, LLP
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorney for Appellant

Appellant, William McFarland, by and through his undersigned counsel, designates the following matter for inclusion in the Record on Appeal. Each designation *includes* any/all exhibits/attachments thereto *except for any duplicative matter* (i.e., where the same thing appears in multiple places in the lower court record, e.g., the parties' operative pleadings appear both as standalone filings and as exhibits to other filings, and Appellant believes they, and all such duplicative matter, need only appear in the Record on Appeal once):

Orders

1. Order of Reference filed August 18, 2017;
2. Order (*Pendente Lite*) filed June 11, 2019;
3. Form 4 Order filed June 16, 2020;
4. Order filed August 13, 2020;
5. Order filed August 28, 2020;

Pleadings

6. Summons and Complaint;
7. Answer;
8. Amended Answer and Counterclaim;
9. Reply to Counterclaim;

Transcript

10. Hearing Transcript from June 16, 2020;

Motions and Other Material

11. Defendant's Motion for Summary Judgment filed August 24, 2018;
12. Plaintiff's Response to Motion and Cross-Motion for Summary Judgment filed April 19, 2019;
13. Motion for Injunction/TRO filed May 16, 2019;
14. Motion to Reconsider *Pendente Lite Order* filed June 21, 2019;
15. Response to Motion to Reconsider *Pendente Lite Order* filed July 15, 2019;
16. Plaintiffs' Supplemental Motion for Summary Judgment filed May 14, 2020;
17. Certification of William McFarland filed June 12, 2020;
18. Defendant's Supplemental Filing Re: Cross-Motions for Summary Judgment filed July 13, 2020;
19. Defendant's Revised Supplemental Filing Re: Cross-Motions for Summary filed;
20. Plaintiff's Opposition to Defendant's Supplemental Filings filed July 15, 2020;
21. Motion to Reconsider filed August 24, 2020;
22. Notice of Appeal (*Pendente Lite Order*) and Proof of Service; and
23. Notice of Appeal (Summary Judgment Orders) and Proof of Service.

I certify that none of the designated matter is irrelevant to this appeal.

<SIGNED ON THE FOLLOWING PAGE>

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)
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Charleston, South Carolina

December 30, 2020

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PROOF OF SERVICE

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Attorney for Appellant

I, Russell G. Hines, of Young Clement Rivers, LLP, attorney for Appellant, hereby certify that the **MOTION FOR LEAVE TO FILE/SERVE INITIAL BRIEF OF APPELLANT OUT OF TIME**, the **INITIAL BRIEF OF APPELLANT**, and **APPELLANT'S DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** were served on Respondent on December 30, 2020, via email (see attached) to Respondent's following counsel of record:

James B. Hood, Esquire
Virginia Rogers Floyd, Esquire
Hood Law Firm, LLC
P.O. Box 1508
Charleston, SC 29402

Attorneys for Respondent

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)

Attorney for Appellant

Charleston, South Carolina

December 30, 2020

From: [Hines, Russell](#)
To: ["Jamie Hood"; "Virginia Floyd"](#)
Cc: [Bell, Pollyana \(Polly\); Justman, Aimee](#)
Subject: Appellate Case No. 2020-001029 (Hannemann v. McFarland) -- Appellant's Mot. for Leave, Initial Brief of Appellant, and Designation of Matter
Date: Wednesday, December 30, 2020 3:44:50 PM
Attachments: [image001.png](#)
[2020-001029 \(Hannemann v. McFarland\) -- Mot. for Leave.pdf](#)
[2020-001029 \(Hannemann v. McFarland\) -- Initial Brief of Appellant.pdf](#)
[2020-001029 \(Hannemann v. McFarland\) -- Appellant's DOM.pdf](#)

Jamie and Virginia,

Attached in the above-referenced matter please find a **Motion for Leave to File/Serve Initial Brief of Appellant Out of Time**, the **Initial Brief of Appellant**, and **Appellant's Designation of Matter to be Included in the Record on Appeal**.

Russ

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