

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY COURT OF COMMON PLEAS

Deadra Jefferson, Circuit Court Judge

Maite Murphy, Circuit Court Judge

Appellate Case No. 2019-001951

RECEIVED

Dec 30 2020

SC Court of Appeals

Alan G. Nix, Norma J. Nix
and the Estate of Norma J.

Nix.....Appellants,

v.

Churchill Park, Churchill Park HOA, Churchill Park Homeowners' Association, Inc., Churchill at Park West Association, Inc., Churchill Property Owners Association, Churchill Park Property Owners Association, Churchill Park at Parkwest, Inc., Churchill Park at Park West Association, Inc., Churchill Park @ Park West Association, Inc., Southern Community Services, LLC, Park West Development Corp., LPPM, Inc., **McCabe, Trotter & Beverly, PC**, Dobson Builders, **Stephanie Trotter, Ryan McCabe, Jamie McSweeney**, Larry Riddlehoover, Mike Hurd, Sheri Cothran, David Brown, Catherine Brown, Stephen Sumner, Richard Riccoboni, Rick Cumberland, Park West Master Association, Inc., Park West Amenity Association, Inc., C. Richard Dobson, Builders, Inc., DR Horton, Inc., Brian Gardner, Venture Management of South Carolina, Inc., Dodds & Hennessey, LLP, Kim Atkeson, Jennifer Williamson, Jessica Turner, Kevin Steelman, Landtech Development, LLC, Landtech Incorporated of South Carolina, Land Tech Charleston, LLC, Rogers, Townsend & Thomas, PC, Henry Munn, Charleston County (Christine Smith), Judge Mikell Scarborough, Sandlapper Reporting, LLC, William H. Sloan, Sloan Law Firm, Individual Agents, Assigns, Attorneys, Accountants, Employees, Officers, Directors,

Independent Contractors, Investors, Successors,
Predecessors, Insurers, Representatives, Parents, Sister
and Affiliated Entities, Partners, Members of all Persons
Who Might be Liable.....Respondents.

**DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL
OF RESPONDENTS’ MCCABE, TROTTER & BEVERLY, PC, STEPHANIE TROTTER,
RYAN MCCABE, AND JAMIE MCSWEENEY**

Respondents McCabe, Trotter & Beverly, PC, Stephanie Trotter, Ryan McCabe, and Jamie
McSweeney (“these Respondents”) identify the following items to be included in the Record on
Appeal pursuant to Rule 209, SCACR:

1. Summons and Complaint with exhibits (filed Jan. 4, 2019);
2. Motion to Dismiss of these Respondents with Certificate of Service (filed Jan. 14, 2019);
3. Letter to Nix notifying him of hearing for Motion to Dismiss (Apr. 26, 2019);
4. Letter to Judge Knie regarding Motion to Dismiss (Apr. 29, 2019);
5. Letter to Nix notifying him of hearing for Motion to Dismiss (May 20, 2019);
6. Motion to Dismiss of David and Catherine Brown (May 24, 2019);
7. Letter from Andrew Countryman to Appellant notifying of hearing (Jul. 21, 2019);
8. Email from Andrew Countryman to Judge Jefferson regarding Motion to Dismiss (Sep. 3, 2019);
9. Transcript of hearing for Motion to Dismiss (Sep. 26, 2019);
10. Appellant letter to Judge Jefferson (Sep. 28, 2019);
11. Email sending proposed Order to Judge Jefferson (Oct. 1, 2019);
12. Letter from Judge Jefferson to Alan Nix (Oct. 8, 2019);
13. Letter from Judge Jefferson to Alan Nix (Oct. 17, 2019);

14. Filed Order granting these Respondents' Motion to Dismiss (Oct. 17, 2019);
15. Filed Order granting Motion to Dismiss of David and Catherine Brown (Oct. 17, 2019);
16. Letter to Nix enclosing Order on Motion to Dismiss (Oct. 22, 2019).

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

December 30, 2020

/s/ Andrew W. Countryman
COUNTRYMAN LAW FIRM
State Bar No.: 72700
321 Wingo Way, Ste. 102
Mt. Pleasant, SC 29464
843-253-4477
Counsel for Respondents
McCabe, Trotter & Beverly,
PC, Stephanie Trotter, Ryan
McCabe and Jamie
McSweeney

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Independent Contractors, Investors, Successors,
Predecessors, Insurers, Representatives, Parents, Sister
and Affiliated Entities, Partners, Members of all Persons
Who Might be Liable.....Respondents.

PROOF OF SERVICE

I certify I have served the Initial Brief and Designation of Matter of Respondents McCabe, Trotter & Beverly, PC, Stephanie Trotter, Ryan McCabe and Jaime McSweeney on all parties/their counsel in this case via email addressed as follows:

Alan G. Nix
Estate of Norma J. Nix
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**Counsel for Churchill Park, Churchill
Park at Park West, Inc., Churchill Park
at Park West Association, Inc., and
Stephen Sumner**

[signature page to follow]

December 30, 2020

/s/ Andrew W. Countryman

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**Counsel for Respondents McCabe,
Trotter & Beverly, PC, Stephanie
Trotter, Ryan McCabe and Jaime
McSweeney**

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C O U N T R Y M A N
L A W F I R M

December 30, 2020

Via AIS Electronic Filing

South Carolina Court of Appeals
Attn.: Clerk, Jenny Abbott Kitchings
P.O. Box 11629
Columbia, SC 29211

RECEIVED
Dec 30 2020
SC Court of Appeals

Re: Nix v. Churchill Park, *et al.*
Appellate Case No.: 2019-001951
CLF: 000006 – 000050

Dear Jenny:

I represent Respondents McCabe, Trotter & Beverly, P.C., Stephanie Trotter, Ryan McCabe and Jaime McSweeney in this case. I am filing with this letter, these Respondents': (a) Initial Brief; (b) Designation of Matter and (c) Proof of Service. Pursuant to the Supreme Court's Order of May 29, 2020, regarding the Operation of the Appellate Courts During the Coronavirus Emergency (Appellate Case No. 2020-000447), I am submitting this electronically and not including copies. Thanks for your assistance, and please let me know if you have any questions.

Sincerely,

Andrew W. Countryman

AWC/sgc
Attachments
Cc via email: Appellant, counsel of record for other Respondents