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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY MAGISTRATES COURT -- NORTH

The Honorable Maite Murphy, Circuit Court Judge
The Honorable Roger M. Young, Circuit Court Judge
The Honorable James A. Turner, Magistrate Judge

Appellate Case No. 2019-0001878
Common Pleas Case No. 2018-CP-10-3315
Small Claims Case No. 2017CV1011500354

Alan Nix, Appellant,

v.

Churchill Park Homeowners' Association, Inc., Churchill Park at Parkwest, Inc., Churchill Park,
David Brown, and Catherine Brown, Respondents

And the Honorable Roger Young and Lyndsay Luthringer, Interveners.

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

Respondent proposes the following be included in the Record on Appeal:

1. Appellant's Magistrate Court Complaint filed February 24, 2017 with Incident Report
2. Judge Turner's Pre-Trial Conference Order filed March 31, 2017.
3. Defendants' Answer to Plaintiff's Complaint filed March 23, 2017.
4. Defendants' Motion to Dismiss or in the Alternative for Summary Judgment filed April 7, 2017
5. Judge Turner's Order of Disposition filed April 18, 2017
6. Plaintiff's Motion to Restore filed April 18, 2018

7. Judge Turner's Order Denying Appellant's Rule 60(b) Motion filed May 9, 2018
8. Judge Turner's Order denying Appellant's Motion for Reconsideration filed May 31, 2018.
9. Judge Turner's Order Denying Appellant's Motion to Compel Clarification filed June 20, 2018
10. Appellant's Notice of Civil Appeal filed July 2, 2018
11. Judge Turner's Return filed July 11, 2018
12. Judge Murphy's Order Dismissing Appeal filed September 27, 2019
13. Judge Murphy's Order Enjoining Appellant filed September 27, 2019
14. Transcript dated December 7, 2018 before Judge Roger M. Young
15. Transcript dated August 28, 2019 before Judge Maite Murphy

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

Date: January 4, 2021

Respectfully submitted,

s/ Kevin W. Mims

LUZURIAGA MIMS, LLP
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Charleston, SC 29403
kmims@lmlawllp.com

***ATTORNEY FOR RESPONDENT CHURCHILL
PARK, IMPROPERLY NAMED AS
CHURCHILL PARK HOMEOWNERS
ASSOCIATION, INC. AND IMPROPERLY
NAMED AS CHURCHILL PARK AT
PARKWEST, INC.***

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And the Honorable Roger Young and Lyndsay Luthringer, Interveners.

PROOF OF SERVICE

The undersigned certifies that a copy of Respondent Churchill Park improperly named as Churchill Park Homeowners Association, Inc. and improperly named as Churchill Park at Parkwest, Inc.'s Initial Brief and Designation of Matter have been served upon the following counsel of record by mailing a copy of the same by United States Mail, addressed as shown below this 4th day of January 2021.

Alan G. Nix
1401 Densmore Circle
Mount Pleasant, SC 29466
Pro Se Appellant

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Willson, Jones, Carter & Baxley, P.A.
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PO Box 11549

Columbia SC 29211

Attorney for Intervenors the Honorable Roger Young and Lyndsay Luthringer

s/ Kevin W. Mims

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***ATTORNEY FOR RESPONDENT CHURCHILL
PARK, IMPROPERLY NAMED AS
CHURCHILL PARK HOMEOWNERS
ASSOCIATION, INC. AND IMPROPERLY
NAMED AS CHURCHILL PARK AT
PARKWEST, INC.***

January 4, 2021



VIA EMAIL AND U.S. MAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Alan Nix v. Churchill Park HOA, et al.
Appellate Case Number: 2019-001878
LM File Number: 114-20177015

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SC Court of Appeals

Dear Ms. Kitchings:

Enclosed please find the original and one copy of Respondent Churchill Park's Initial Brief and Designation of Matter in connection with the above-referenced matter. Please return a filed copy to me in the enclosed stamped envelope. Please let me know should you have any questions or need additional information.

With kindest regards, I am

Sincerely,

LUZURIAGA MIMS, LLP

s/ Kevin W. Mims

Kevin W. Mims

KWM/mlw
Enclosures

Cc: Alan G. Nix (Via U.S. Mail only)
L. David Leggett, Esquire (Via U.S. Mail only)
G. Troy Thames, Esquire (Via U.S. Mail only)

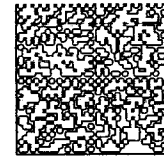


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