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**JAN 07 2021**

**SC Court of Appeals**

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

The Honorable Clifton Newman, The Honorable Walton J. McLeod, IV  
Lexington County

Trial Court Case No.: 2017CP3202204

ARM Quality Builders LLC d/b/a, ARM Quality Builders..... Appellant.

v.

Joseph A. Golson and Lycia B. Golson and Branch Banking and Trust Company.. Respondents.

Joseph A. Golson and Lycia B. Golson.....Third-Party Respondents.

v.

Ahmad Mazloom..... Third-Party Appellant.

Appellate Case No. 2020-001406

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

Appellant and Third-Party Appellant propose the following be included in the Record on Appeal:

1. Summons, Complaint and Lis Pendens filed June 15, 2017.
2. Answer and Counterclaim filed July 28, 2017.
3. Order Granting Motion to Dissolve Mechanic's Lien and Dismissal of Mechanic's Lien Foreclosure Cause of Action of The Honorable Clifton Newman filed November 27, 2018.

4. Order Denying the Motion to Reconsider Pursuant to SCRCP Rule 59(b) and 59(h) of The Honorable Clifton Newman filed May 20, 2019.
5. Order Denying Motion to Reconsider of The Honorable Clifton Newman filed August 16, 2019.
6. Order of The Honorable Clifton Newman filed August 7, 2020.
7. Order Denying Plaintiff's Motion to Reconsider of The Honorable Walton J. McLeod, filed September 18, 2020.
8. Deposition of Joseph A. Golson.
9. 2017 Lexington County Tax Bill of Respondents.
10. Affidavits of Brian Setree, Process Server, dated May 11, 2017.
11. Contract to Build dated February 26, 2016.
12. Contract for Services dated February 29, 2016.
13. Printed List of Specifications dated February 29, 2016.
14. Appellant's Trial Exhibit 1-34, 6C, 6D and 15A.
15. Trial Transcript of Hearing on December 18-20, 2020.
16. Respondent's Trial Exhibits 4, 5, 20, 28 and 29.
17. Trial Transcript of Hearing on September 10, 2018.
18. E-mail from Wade Mullins to Randy Davis dated April 1, 2017.
19. E-mail from Randy Davis to Wade Mullins dated April 7, 2017.
20. Letter to E. Wade Mullins from Randy Davis dated April 17, 2017 enclosing invoices and checks.
21. E-mail from Randy Davis to Wade Mullins dated April 27, 2017 checking on status.
22. E-mail from Randy Davis to Wade Mullins dated May 15, 2017 sending him filed copy of Notice of Mechanic's Lien.
23. Notice of Mechanic's Lien with attached Exhibit A and Exhibit B filed May 11, 2017.

24. Affidavit of Non-Service filed May 11, 2017.

DAVIS | FRAWLEY, LLC  
140 East Main Street, P.O. Box 489  
Lexington, South Carolina 29071  
(803) 359-2512

BY: 

James Randall Davis, SC Bar No. 1580

ATTORNEYS FOR APPELLANT  
AND THIRD-PARTY APPELLANT

Lexington, South Carolina  
January 4, 2021

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**CERTIFICATION AS TO DESIGNATION OF MATTER**

I, as attorney for the Appellant and Third-Party Respondent hereby certify that all items contained in the Designation of Matter contain no matter which is not relevant to the appeal.

DAVIS | FRAWLEY, LLC  
140 East Main Street, P.O. Box 489  
Lexington, South Carolina 29071  
(803) 359-2512

BY:



James Randall Davis, SC Bar No. 1580

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AND THIRD-PARTY APPELLANT

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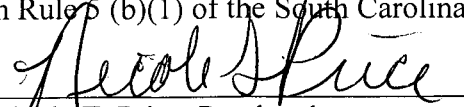
**PROOF OF SERVICE**

I, Nicole T. Price, a paralegal with the law firm of DAVIS | FRAWLEY, LLC, do hereby certify that I have served the following with the foregoing **INITIAL BRIEF, DESIGNATION OF MATTER AND CERTIFICATION AS TO DESIGNATION OF MATTER**, on the following as attorneys for the Respondents, by mailing a copy of the same to the following address:

E. Wade Mullins, III, Esquire  
Post Office Box 61110  
Columbia, South Carolina 29260-1110

Caitlin C. Heyward, Esquire  
Post Office Box 1389  
Columbia, South Carolina 29202

on this 4<sup>th</sup> day of January, 2021 all in accordance with Rule 5 (b)(1) of the South Carolina Rules  
of Civil Procedure.



Nicole T. Price, Paralegal  
DAVIS FRAWLEY, LLC  
140 East Main Street  
Lexington, South Carolina 29071  
ATTORNEYS FOR APPELLANT  
AND THIRD-PARTY APPELLANT

Lexington, South Carolina

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(1931-2019)  
Since 1961

◊ American Board of Trial Advocates  
Δ Certified Circuit Court Mediator

January 4, 2020

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**SC Court of Appeals**

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

RE: ARM Quality Builders LLC d/b/a ARM Quality Builders v. Joseph A. Golson and Lycia B. Golson, and Branch Banking and Trust Company, LLC and Joseph A. Golson and Lycia B. Golson v. Ahmad Mazloom  
Appellate Case No.: 2020-001406  
Our File No.: 30909

Dear Ms. Kitchings:

Enclosed, please find an original and one copy of the Initial Brief of Appellant and Third-Party Appellant, Proof of Service and Designation of Matter to be Included in the Record on Appeal. I would appreciate your filing the originals and copies and returning the copy to me in the enclosed envelope.

By copy of this letter, I am serving opposing counsel with the enclosed documents.

Please do not hesitate to contact me if you have any questions.

Sincerely,

  
Nicole T. Price

Paralegal

Enclosures

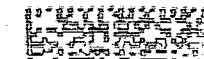
cc: E. Wade Mullins, III, Esquire  
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Attorneys at Law

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