

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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JAN 07 2021

SC 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

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

Respondents,

v.

Helen Rizzo,

Appellant.

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

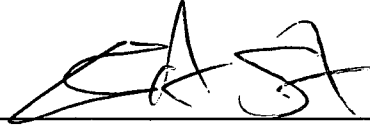
Helen Rizzo, Appellant, proposes the following be included in the Record on Appeal:

1. Verified Complaint dated July 18, 2018.
2. Order Granting Preliminary Injunction of the Honorable J. Cordell Maddox, Jr. dated December 7, 2018.
3. Consent Order of the Honorable Marvin H. Dukes, III dated September 20, 2019.
4. Motion for Sanctions and/or For Finding of Contempt dated November 13, 2019.
5. Defendant's Memorandum in Opposition and Response to Plaintiffs' Motion for Sanctions and/or for Finding of Contempt dated December 17, 2019.
6. Exhibits from December 17, 2019 hearing before the Honorable Marvin H. Dukes, III.
7. Defendant's Supplemental Responses to Plaintiffs' Request for Production of Documents and Tangible Things and Plaintiff's Interrogatories dated January 24, 2020 and submitted by Respondent to the Honorable Marvin H. Dukes on January 27, 2020 (4-page document).
8. Defendant's Supplemental Responses to Plaintiffs' Interrogatories dated January 27, 2020.
9. Order of the Honorable Marvin H. Dukes, III dated March 12, 2020.
10. Motion for Sanctions and For Expedited Hearing dated April 21, 2020.
11. Supplemental Affidavit dated April 21, 2020.

12. Defendant's Supplemental Responses to Plaintiffs' Request for Production of Documents and Tangible Things dated May 4, 2020.
13. Second Supplemental Affidavit dated May 5, 2020.
14. Order of the Honorable Marvin H. Dukes, III dated July 17, 2020.
15. Defendant's Motion to Reconsider, Alter or Amend the Judgment dated July 27, 2020.
16. 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.

January 5, 2021



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

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APPEAL FROM BEAUFORT COUNTY  
Court of Common Pleas

SC Court of Appeals

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

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

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

Respondents,

v.

Helen Rizzo,

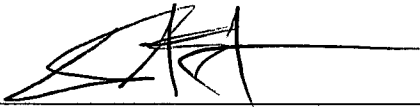
Appellant.

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 an Amended Initial Brief and Amended 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 January 5, 2021.

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

January 5, 2021

  
Evan A. Smith, Esq.

127 King Street, Suite 203  
Charleston, SC 29401  
Tel: 843.804.8550  
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PO Box 976  
Charleston, SC 29402  
www.evansmithlawfirm.com  
evan@evansmithlawfirm.com

January 5, 2020

**Via U.S. Mail**

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

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**JAN 07 2021**

**SC Court of Appeals**

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 Amended Initial Brief and Amended 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. These amended filings are the result of discussion between counsel for the parties regarding the proper materials for designation.

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

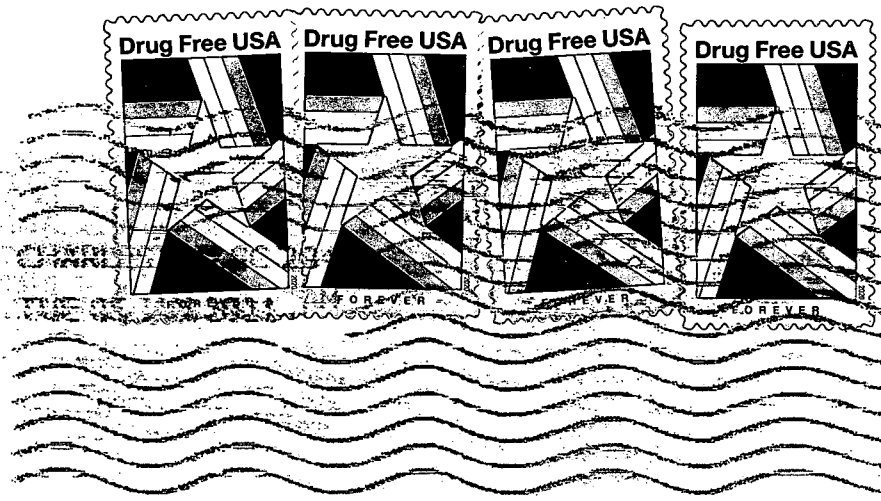
Thank you for your assistance in this matter.

Sincerely,

Evan A. Smith

Enclosures (as stated)  
cc: Daniel F. Blanchard, III

Eran A. Smith, Esq.  
Eran Smith Law Firm  
P.O. Box 946  
Charleston, SC 29402



Honorable Jenny A. Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

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SC Court of Appeals