

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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Apr 05 2021

SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Marvin H. Dukes, III, Master-in-Equity

Appellate Case No. 2020-001446

Trial Court Case No. 2020-CP-07-00155

SOUTH CAROLINA CVS PHARMACY, LLC, Appellant,

vs.

KPP HILTON HEAD, LLC, Respondent.

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

Respondent, KPP HILTON HEAD, LLC, proposes the following be included in the Record on Appeal:

1. Order Granting Defendant's Motion for Summary judgment, filed August 27, 2020;
2. Order, denying Plaintiff's Motion for Reconsideration, filed October 20, 2020;
3. Summons & Complaint with exhibits, filed January 24, 2020;
4. Affidavit of Julie H. King with exhibits, dated February 5, 2020;
5. Plaintiff's Motion for Temporary Restraining Order, filed January 24, 2020;
6. Affidavit of Peter J. Perry with exhibits, dated July 7, 2020; and
7. Plaintiff's Answers to Defendant's Interrogatories, dated May 7, 2020.

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

Respectfully submitted,

KPP HILTON HEAD, LLC
By its Attorneys

s/ P. Benjamin Zuckerman
P. Benjamin Zuckerman, Esq.
BERGER SINGERMANN LLP
350 Las Olas Blvd., S. 1000
Fort Lauderdale, FL: 33301
954-525-9900
bzuckerman@bergersingerman.com
SC Bar # 7019

s/ Thomas A. Pendarvis
Thomas A. Pendarvis, Esq.
PENDARVIS LAW OFFICES, P.C.
710 Boundry St., Unit A1
Beaufort, S.C. 29901
843-524-9500
Thomas@Pendarvis.com
SC Bar # 064918

Counsel for Respondent, KPP HILTON HEAD, LLC

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Appellate Case No. 2020-001446
Trial Court Case No. 2020-CP-07-00155

South Carolina CVS Pharmacy, L.C.C.,.....Appellant,

v.

KPP Hilton Head, LLC,.....Respondent.

PROOF OF SERVICE

The undersigned hereby certifies that on March 18, 2021, copies of Respondent, KPP Hilton Head, LLC's First Motion for Extension of Time to File its Initial Brief in Opposition and Designation were served on all counsel of record via email containing the above-referenced documents to counsels' individual AIS email addresses pursuant to SC Supreme Court COVID Order 2020-05-29-02 as follows:

Walter Cartin (SC Bar #78405)
Parker Poe Adams & Bernstein LLP
Post Office Box 1509 (29202)
1221 Main Street, Suite 1100
Columbia, SC 29201
Telephone: (803) 255-8000
Email: waltcartin@parkerpoe.com

Katon Dawson (SC Bar #101167)
Parker Poe Adams & Bernstein LLP
Post Office Box 1509 (29202)
1221 Main Street, Suite 1100
Columbia, SC 29201
Telephone: (803) 255-8000
Email: katondawson@parkerpoe.com

J. Evan Phillips (SC Bar #103679)
Parker Poe Adams & Bernstein LLP
Post Office Box 1509 (29202)
1221 Main Street, Suite 1100
Columbia, SC 29201
Telephone: (803) 255-8000
Email: evanphillips@parkerpoe.com

Tracy Lyn Landry
Pendarvis Law Offices, P.C.

April 5, 2021 Beaufort,
South Carolina

PENDARVIS LAW



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SC Court of Appeals

April 5, 2021

Via Email

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
ctappfilings@sccourts.org

RE: SOUTH CAROLINA CVS PHARMACY, L.L.C. vs. KPP HILTON HEAD, LLC
Trial Court Case No.: 2020-CP-07-00155; Appellate Case No.: 2020-001446

Dear Mrs. Kitchings:

Enclosed please find the following with regard to the above-referenced matter:

1. Respondent KPP Hilton Head, LLC's Initial Brief;
2. Respondent KPP Hilton Head, LLC's Designation of Matter to be Included in the Record on Appeal; and
3. Proof of Service.

By copy of this correspondence, we are serving all counsel of record with a copy of the enclosed documents.

Sincerely,

PENDARVIS LAW OFFICES, P.C.

A handwritten signature in blue ink that reads "Tracy Lyn Laundry". The signature is written in a cursive, flowing style.

Tracy Lyn Laundry

Enclosure(s)

cc: Walter H. Cartin, Esq.
Katon E. Dawson, Esq.
J. Evan Phillips, Esq.