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May 18 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Master in Equity

Case No. 2020-CP-23-02076

Jerry Powers, Appellant

v.

Rizan Properties, LLC, Anthony Pearson and Tiesha Dash, Defendants

of which Rizan Properties, LLC is the Respondent

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

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

1. Summary Judgment Order;
2. Rule 59 Order;
3. Order of Reference;
4. Complaint;
5. Amended Answer;
6. Reply;
7. Plaintiff's Motion for Summary Judgment;
8. Defendant's Motion for Summary Judgment;
9. Plaintiff's Memorandum of Law Supporting Plaintiff's Motion for Summary Judgment;
and Opposing Defendant's Motion for Summary Judgment;
10. Defendant's Memorandum in Support of Motion for Summary Judgment;

11. Transcript of Summary Judgment Hearing;
12. Plaintiff's Motion to Alter, Amend and/or Reconsider under Rule 59(e);
13. Deposition of Jerry Powers;
14. Rizan Properties, LLC's Notice of Motion and Motion to Reconsider.

Respondent's counsel hereby certifies that this Designation contains no matter which is irrelevant to the appeal.

Respectfully Submitted,

**BROWN, MASSEY, EVANS,
McLEOD & HAYNSWORTH, LLC**

s/ Knox L. Haynsworth, III

Knox L. Haynsworth, III

S.C. Bar #: 010275

106 Williams Street

Greenville, South Carolina 29601

Telephone: (864) 271-7424 ext. 105

Facsimile: (864) 271-3192

knoxfhaynsworth@bmemhlaw.com

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Jerry PowersAppellant

v.

Rizan Properties, LLCRespondent

CERTIFICATE OF SERVICE

I certify that I have served the Respondent’s Initial Brief and Respondent’s Designation of Matter to be Included in the Record on Appeal on Appellant Jerry Powers by transmitting the same via email to Mark Fessler at markfessler@sclegal.org.

s/ Knox L. Haynsworth, III
Knox L. Haynsworth, III
S.C. Bar #: 010275
106 Williams Street
Greenville, South Carolina 29601
Telephone: (864) 271-7424 ext. 105
Facsimile: (864) 271-3192
knoxhaynsworth@bmemhlaw.com

R. David Massey
F. Douglas P. Evans
Stanley E. McLeod
Knox L. Haynsworth, III
Tyler E. McLeod

BROWN, MASSEY, EVANS, McLEOD & HAYNSWORTH, LLC

ATTORNEYS AT LAW
POST OFFICE BOX 2464
GREENVILLE, SOUTH CAROLINA 29602

106 WILLIAMS STREET
TELEPHONE (864) 271-7424
FAX (864) 242-6469
WEBSITE: bmemhlaw.com

OF COUNSEL
Suzanne Massey Schemm

May 18, 2021

Via Email

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

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SC Court of Appeals

Re: *Jerry Powers v. Rizan Properties, LLC*
Appellate Case No.: 2021-000218

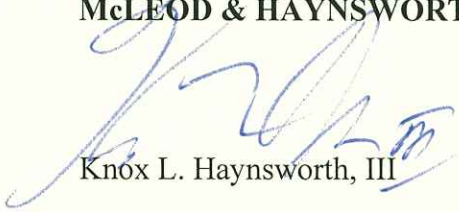
Dear Ms. Kitchings:

Enclosed please find Respondent Rizan Properties, LLC's Designation of Matter and Initial Brief in the above matter. I would be most appreciative if you would file the original of the Designation of Matter and Initial Brief and stamp copies to scan back to me if you don't mind. By copy of this letter via email and as evidenced by attached Certificate of Service, we have served copies of Respondent's Designation of Matter and Initial Brief on Mark P. Fessler, as attorney for Appellant.

Thank you for your assistance in this regard.

Sincerely,

**BROWN, MASSEY, EVANS,
McLEOD & HAYNSWORTH, LLC**


Knox L. Haynsworth, III

KLH/II

Enclosure

cc: Mark P. Fessler, Esquire