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Jun 17 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Honorable Jennifer B. McCoy, Circuit Court Judge

Case No. 2019-CP-10-00772
Appellate Case No. 2021-000290

Dag Pavic and Stela Susac-Pavic.....Plaintiffs,

v.

Carolina Cottage Homes, LLC d/b/a Saussy Burbank; SB Holding, LLC d/b/a Saussy Burbank; Saussy Burbank GC, LLC; American Residential Services, LLC; Builders FirstSource-Southeast Group, LLC; Hurley Services, LLC; Simons Contractors, LLC and Cohen’s Drywall Company, Inc.,Defendants,

of which Hurley Services, LLC is theRespondent

AND

Builders FirstSource-Southeast Group, LLC,Appellant,

v.

MW Manufacturers, Inc.,.....Third-Party Defendant.

DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL

In addition to the matter designated by Appellant, Respondent proposes the following be included in the Record on Appeal:

1. Plaintiff’s Third Amended Complaint dated April 2, 2019
2. Amended Answer of MW Manufacturers, Inc. to Third Party Complaint of Builders FirstSource filed July 29, 2019, including Exhibit A consisting of nine pages and Exhibit B consisting of 44 pages

3. Amended Answer of Saussy Burbank entities to Plaintiff's Third Amended Complaint and crossclaims against Builders FirstSource dated August 5, 2020
4. Answer of Builders FirstSource to crossclaims of Saussy Burbank entities and reiterated crossclaims of Builders FirstSource against Hurley dated August 26, 2020
5. Builders FirstSource Answers to Hurley Services, LLC Interrogatories dated July 25, 2019
6. Builders FirstSource Supplemental Answers to Interrogatories of Hurley Services, LLC dated September 16, 2020

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

CLARKE, JOHNSON, PETERSON & McLEAN, P.A.

By: Finley B. Clarke
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Attorney for Hurley Services, LLC

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AND

Builders FirstSource-Southeast Group, LLC,Appellant,
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PROOF OF SERVICE

The undersigned counsel hereby certifies that he has served the foregoing Initial Brief of Respondent and the Designation of Matter to be Included in the Record on Appeal upon all counsel of record by email and US mail on this 17 day of June, 2021 addressed to the following:

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June 17, 2021

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SC Court of Appeals

VIA EMAIL

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Dag Pavic and Stela Susac-Pavic vs. Carolina Cottage Homes, LLC dba Saussy Burbank; SB Holding, LLC dba Saussy Burbank; Saussy Burbank GC, LLC; American Residential Services, LLC; Builders FirstSource-Southeast Group, et al.
Civil Action No.: 2019-CP-10-00772
Appellate Case No.: 2021-000290

Dear Ms. Kitchings:

I hope this letter finds you well.

Please find enclosed herewith for filing in regard to the above-referenced matter:

- (1) Initial Brief of Respondent;
- (2) Designation of Matter to be Included in the Record on Appeal; and
- (3) Proof of Service.

I would appreciate your filing the enclosed brief and returning a clocked copy to me by email.

By copy of this letter to counsel for Appellant, I am serving them with a copy of same by electronic mail and US mail.

With kind regards,

Yours very truly,



FINLEY B. CLARKE

FBC:ktb

Enclosures

cc: Stephen P. Hughes, Esq.
Mary Bass Lohr, Esq.
William H. Cox, III, Esq.
Catherine L. Floeder, Esq.