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Jul 06 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
The Honorable R. Lawton McIntosh

Circuit Court Case No. 2019-CP-07-01246
Appellate Case No. 2021-000375

Greg Marcus Simmons and Jermaine Robinson, both individually and derivatively on behalf of Simmons Family Holdings, LLC, a South Carolina Limited Liability Company,
Respondents,

v.

Palmer E. Simmons, individually and as Trustee of the Charles E. Simmons, Jr. and Rosa G. Simmons Revocable Trust dated May 5, 2016, and Charlesetta S. Aiken,
Appellants,

and

Simmons Family Holdings, LLC,

as a nominal Defendant.

DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Appellants Palmer E. Simmons, individually and as Trustee of the Charles E. Simmons Jr. and Rosa G. Simmons Revocable Trust dated May 5, 2016, and Charlesetta S. Aiken, pursuant to Rule 209, SCACR, designate the following material to be included in the Record on Appeal:

Orders and Judgments

1. Form 4 Order Granting Motion to Compel and Granting in Part Plaintiffs' Motion for Summary Judgment (docketed March 2, 2021)
2. Form 4 Order Denying Defendants' Motion to Reconsider (docketed March 12, 2021)
3. Order Granting Motion to Compel Discover (docketed March 18, 2021)
4. Order Denying Defendants' Motion for Summary Judgment and Granting in Part Plaintiffs' Motion for Summary Judgment (docketed March 19, 2021)

Pleadings

5. Second Amended Complaint with exhibits (filed Oct. 27, 2020)
6. Answer (filed Nov. 16, 2020)

Motions and Exhibits

7. Defendants' Motion for Summary Judgment and exhibits (filed Jan. 18, 2021)
8. Plaintiffs' Motion to Compel Discovery and exhibits (filed Jan. 21, 2021)
9. Plaintiffs' Motion for Summary Judgment (filed Feb. 4, 2021)
10. Plaintiffs' Memorandum in Support of Motion for Summary Judgment and exhibits (filed February 17, 2021)
11. Defendants' Supplemental Memorandum in Support of Motion for Summary Judgment and exhibits (filed Feb. 18, 2021)
12. Plaintiffs' Supplemental Memorandum in Support of Motion for Summary Judgment and exhibits (filed February 18, 2021)
13. Defendants' Reply to Memorandum in Support of Motion for Summary Judgment and exhibits (filed February 25, 2021)

14. Defendants' Memorandum in Opposition to Plaintiffs' Motion for Summary Judgment and exhibits (filed February 25, 2021)
15. Defendants' Return to Plaintiffs' Motion to Compel Discovery and exhibits (filed Feb. 25, 2021)
16. Defendants' Motion to Reconsider Judgment and exhibits (filed March 11, 2021)

Other Materials and Documents

17. Transcript of hearing (March 1, 2021)
18. Affidavit of Palmer E. Simmons and exhibits (filed Aug. 21, 2020)

Pursuant to Rule 209(c), SCACR, I certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

FORD WALLACE THOMSON LLC

s/ Ainsley F. Tillman

Ian S. Ford, S.C. Bar No. 12463

Ian.Ford@FordWallace.com

Ainsley F. Tillman, S.C. Bar No. 70551

Ainsley.Tillman@FordWallace.com

715 King Street

Charleston, SC 29403

(843) 277-2011

Attorneys for Appellants

Charleston, South Carolina
July 6, 2021