

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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JUL 29 2021

APPEAL FROM RICHLAND COUNTY
Master-In-Equity

SC Court of Appeals

Joseph M. Strickland, Master-In-Equity Judge

Case No. 2009-CP-40-03264

Appellate Case No. 2021-000576

The unnamed Joint Venture of
Craig B. Stoneburner and Gary
McLaurin with Respect to
Property Located at 301 South
Edisto Avenue, by and through
Craig B. Stoneburner, it's
managing Venturer,

Appellant,

v.

George Anthony Moluf, III, James
Whittington Clement, and James
Venable Revercomb, III,

Respondents.

**APPELLANT'S INITIAL DESIGNATION
OF MATTER TO BE INCLUDED
IN RECORD ON APPEAL**

The Appellant, pursuant to Rule 210 SCACR hereby designates the following to be
included in the Record on Appeal:

Orders

1. Order dismissing Plaintiff's Claims dated 8/4/2010;
2. Order denying Plaintiff's Motion to Amend as moot dated 8/04/2010;
3. Order denying Motion to Reconsider 4/01/2011;

4. Consent Order Plaintiff's Motion to Reconsider dated 10/26/2011;
5. S.C. Court of Appeals Order of Dismissal and Remittitur dated 11/14/2011;
6. Consent Order of Reference dated 9/17/2012;
7. Order of Dismissal dated 9/12/2017;
8. Order to Restore Case to Active Docket dated 12/19/2018;
9. Omnibus Order of Dismissal without prejudice dated 8/29/2019;
10. Order to Restore Case to Active Docket dated 8/30/2019;
11. Order dismissing case with prejudice dated 3/19/2020;
12. Order denying Motion to Reconsider dated 4/19/2021;

Pleadings

13. Summons and Complaint dated 5/04/2009;
14. Answer and Counterclaim filed 06/02/2009;
15. Reply filed 6/04/2009;
16. Requests to Admit dated 7/02/09;
17. Responses to Requests to Admit, Plaintiff's Interrogatories and Requests for Production 7/22/09;
18. Motion to Dismiss filed 9/14/2009;
19. Notice of Appearance dated 2/26/2010;
20. Plaintiff's Motion to Amend to change name of Plaintiff filed 3/29/2010;
21. Amended Complaint filed 3/29/2010;
22. Motion to Reconsider filed 8/11/2010;
23. Motion For Leave to Withdraw Appearance As Counsel, And Motion For Enlargement, On Former Client's Behalf, of Any Pending Deadlines filed 12/30/2014;
24. Notice of Appearance filed 3/1/2019;
25. Motion to Dismiss For Lack of Prosecution filed 9/3/2019;

26. Plaintiff's Memorandum in Opposition to Defendants' Motion to Dismiss with attachments filed 10/2/2019;
27. Motion to Reconsider filed 3/30/2020;
 - a. Exhibits A to I of Motion to Reconsider filed 3/30/2020
28. Plaintiff's Reply to the Defendant's Response filed 2/17/2021
 - a. Exhibits A to E of Plaintiff's Reply filed 2/17/2021


Transcripts

29. Transcript of Hearing 3/05/2020 (Judge Joseph M. Strickland);
 - a. Page 11, lines 22-25;
 - b. Page 12, lines 1-25;
 - c. Page 13, lines 1-6;
 - d. Page 25, lines 12-25;
 - e. Page 26, lines 11-15;
 - f. Page 27, lines 14-25;
 - g. Page 28, lines 11-25;
 - h. Page 29;
 - i. Page 30, lines 1-3;
 - j. Pages 45-47
30. Transcript of Hearing 11/16/2020 (Judge Joseph M. Strickland);
 - a. Pages 7-12;
 - b. Pages 14-16, lines 1-6;
31. Transcript of Hearing 3/9/2021 (Judge Joseph M. Strickland);
 - a. Page 3;
 - b. Page 7;

Other Materials

32. April 20, 2010 Brian Boger letter to Judge Lee re continuance;
33. May 2, 2012 Brian Boger letter to Judge Barber re date certain;

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



Walter B. Todd, Jr.
2711 Middleburg Dr., Suite 305
Columbia, SC 29204
Attorney For Appellant
(803) 753-7952

Dated: July 26th 2021

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v.

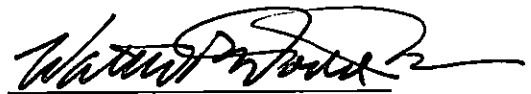
George Anthony Moluf, III,
James Whittington Clement,
and James Venable
Revercomb, III,

Respondents.

PROOF OF SERVICE

I, Walter B. Todd, Jr. of the law firm Walter B. Todd, Jr. PC, attorney for the Appellant, do hereby certify that I served a copy of the Appellant's Initial Brief, Initial Designation of Matter to be Included in the Record on Appeal, and Proof of Service on the Respondents, by United States Mail, post prepaid, on July 26th 2021, addressed to their counsel of record as follows:

Brian L. Boger
Boger Law Firm
1331 Elmwood Ave., Suite 210
Columbia, SC 29201



Walter B. Todd, Jr.
Attorney for Appellant

WALTER B. TODD, JR., PC
COUNSELOR AND ATTORNEY AT LAW

WALTER B. TODD, JR.
SUPREME COURT OF SOUTH CAROLINA
CERTIFIED MEDIATOR
SUPREME COURT OF SOUTH CAROLINA
CERTIFIED ARBITRATOR
SUPREME COURT OF SOUTH CAROLINA
CERTIFIED FAMILY COURT MEDIATOR

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July 26, 2021

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 2911

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SC Court of Appeals

**RE: The Unnamed Joint Venture of Craig M. Stoneburner, et al. v.
George Anthony Moluf, et al.
CA NO.: 2009-CP-40-03264
Appellate Case No. 2021-000576**

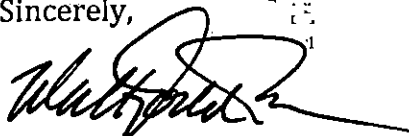
Dear Ms. Kitchings:

Enclosed for filing are the originals and one copy each of the following:

- (1) Initial Brief of the Appellant;
- (2) Initial Designation of Matter to be Included in the Record on Appeal with Certification of Counsel as per SCACR Rule 209 (c);
- (3) Proof of Service of the foregoing documents on the respondent(s).

Please file the originals and return a clocked copy in the envelope provided.

Sincerely,



Walter B. Todd, Jr.

cc: Brian Boger, Esq.
Boger Law Firm
1331 Elmwood Ave., Suite 210
Columbia, SC 29201
Attorney for Respondents
(803) 252-2880

Walter B. Todd Jr. PC
; PO Box 1549
Columbia, SC 29202



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