

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE COURT OF COMMON PLEAS

The Honorable Roger M. Young, Sr.
Charleston County
Presiding Judge, Circuit Court

Case No. 10-CP-10-8911

Ellington Woods I Homeowners Association, Inc; Ellington Woods II Homeowners Association, Inc; Ellington Woods III Homeowners Association, Inc.; Ellington Woods IV Homeowners Association, Inc.; Ellington Woods V Homeowners Association, Inc.; Alan Arthur, individually and as class representative; and John Doe,.....Respondents

v.

Dunes West Property Owners Association, Inc.,.....Appellant

APPELLANT'S DESIGNATION OF MATTERS TO
BE INCLUDED IN THE RECORD ON APPEAL

RECEIVED
APR 12 2013
SC Court of Appeals

April 10, 2013

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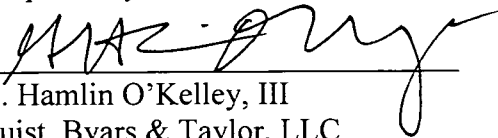
Attorneys for the Appellant
Dunes West Property
Owners Association, Inc. :

The Appellant proposes the following items to be included in the Record on Appeal:

1. Order of the Honorable Kristi Harrington, dated September 18, 2008;
2. Consent Order of Reference of the Honorable Deadra L. Jefferson, dated March 11, 2009;
3. Order of the Honorable Roger M. Young, Sr., dated October 22, 2012;
4. Order of the Honorable Roger M. Young, Sr., dated December 31, 2012;
5. Petition, dated July 25, 2006;
6. First Amended Summons and Complaint, dated November 24, 2008;
7. Defendant's Answer and Counterclaim to First Amended Complaint, dated December 30, 2008;
8. Defendant's Motion to Dismiss, dated November 10, 2010;
9. Second Amended Summons and Complaint, dated August 22, 2011;
10. Defendant's Answer and Counterclaim to the Plaintiffs' Second Amended Complaint, dated September 22, 2011;
11. Plaintiffs' Motion for Class Certification, dated March 22, 2012;
12. Plaintiffs' Memorandum in Support of Motion for Class Certification, dated June 25, 2012;
13. Defendant's Memorandum in Opposition to the Plaintiff's Motion for Class Certification, dated June 25, 2012;
14. Defendant's Motion to Reconsider, dated November 13, 2012;
15. Notice of Appeal, dated January 31, 2013;
16. Defendant's Answers to the Plaintiffs' First Interrogatories, dated April 7, 2009;
17. Transcript of Deposition of Alan Arthur, Volume 1, dated March 30, 2010;
18. Transcript of Deposition of Alan Arthur, Volume 2, dated August 5, 2010;
19. Transcript of Deposition of Jonathan David Kearley, dated July 20, 2010;
20. Transcript of Deposition of Marian L. Jones, dated March 30, 2010;
21. Transcript of Deposition of Kimberly McAlhaney, dated July 20, 2010;
22. Proxy Ballot of Alan Arthur, dated December 10, 2011;
23. Declaration of Covenants, Conditions and Restrictions for Dunes West, dated September 18, 1989, recorded in Book W188 at Page 167;
24. Sixteenth Supplemental Covenants of Dunes West, dated November 4, 1997, recorded in Book A293 at Page 147;
25. Transcript of the June 26, 2012 proceedings.

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

Respectfully submitted



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Mount Pleasant, South Carolina
April 10, 2013

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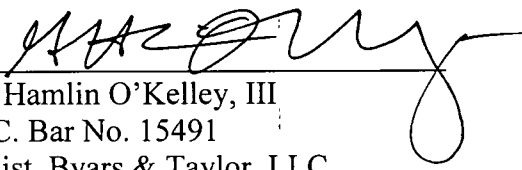
v.

Dunes West Property Owners Association, Inc.,.....Appellant

PROOF OF SERVICE

I certify that I have served the Appellant's Designation of Matters to be Included in the Record on Appeal by depositing a copy of same in the U.S. Mail, postage prepaid, on April 10, 2013, addressed to its attorney of record Paul F. Tecklenburg, Esq. at Tecklenburg & Jenkins, LLC, P.O. Box 20667, Charleston, South Carolina 29413.

April 10, 2013


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