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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Aug 26 2021

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas for the Ninth Circuit

The Honorable Mikell Scarborough, Master in Equity

Case No. 2016-CP-10-2955

Appellate Case No. 2021-000272

TCC of Charleston, Inc. *Plaintiff and Appellant/Respondent.*

v.

Concord and Cumberland, LLC, Concord & Cumberland HPR, Leo Hall, Diane Hall, Bea H. Smith, Margaret C. Pope, William D. Foster, Jr., Gene G. Foster, Mattison J. MacGillivray, Teresa MacGillivray, Pamela L. Vaughn, Nelia A. Patricio, Trustee of the Nelia A. Patricio Revocable Trust Agreement, Stuart D. Reeves, Edward T. Strom, Barbara K. Henderson, James R. Clarke, Paul A. Brim, Robert K. Seidl, Jennifer M. Seidl, Robert Kenneth Seidl, II, M. Bert Storey, Thomas R. Mather, Edward T. Strom, 304 Concord & Cumberland, LLC, Marion M. Simpson f/k/a Marion Moore McDonald Simpson, Kathy Gardner, Gregory J. Gardner, Freeman Waterfront Properties, LLC, Jo-Ann Cooper, Betty Y. Segal, Robert M. Levin, and Bonita K. Levin, Donald D. Leonard, Betty L. Beatty, Mattellen, LLC, and Thomas R. Debnam, Trustee of the Trust Agreement of Thomas R. Debnam, *Defendants and Respondents/Appellants.*

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

Appellant/Respondent asserts the following documents should be included in the Record on Appeal:

ORDERS/JUDGMENTS

1. January 3, 2017 Order [Hon. Roger M. Young, Sr.] Staying Case and Compelling Arbitration

2. Arbitration Award dated August 12, 2019
3. August 11, 2020 Order [Hon. Jennifer B. McCoy] on Pending Motions and Order of Reference
4. Form 4 – Judgment in a Civil Case [Hon. Mikell R. Scarborough] dated February 22, 2021 re Beatty L. Beatty Summary Judgment

PLEADINGS

5. Answer of Concord & Cumberland HPR to Plaintiff's Amended Complaint dated October 31, 2016
6. Beatty L. Beatty's Answer to Amended Complaint dated January 17, 2020

MOTIONS (Including all Supporting Exhibits)

7. TCC Omnibus Response and Objections to Filings and Submittals to Betty Beatty, with all supporting exhibits, dated November 30, 2020
8. TCC Omnibus Response and Objections to Filings and Submittals to Concord and Cumberland HPR, with all supporting exhibits, dated November 30, 2020
9. Individual Homeowners' Motion for Summary Judgment, with all supporting exhibits, dated January 17, 2021
10. TCC of Charleston, Inc.'s Motion for Reconsideration and/or Clarification, with all supporting exhibits, dated March 12, 2021

AFFIDAVITS

11. Affidavit of Ryan Tomberlin, with all supporting exhibits, dated May 22, 2020
12. Affidavit of Angela Gross, with all supporting exhibits, dated November 3, 2020
13. Affidavit of John David Griffith, with all supporting exhibits, dated September 28, 2020

OTHER

14. Transcript of January 27, 2021 Hearing before Hon. Mikell R. Scarborough
15. Transcript of May 28, 2020 Hearing before Hon. Jennifer B. McCoy
16. TCC Arb. Exh. 155 – Heather Dagg timesheets
17. AIA Contract between HPR and Trident
18. WBD Time sheets emailed to Judge Scarborough February 22, 2021

19. February 26, 2021 Epting email to Judge Scarborough
20. December 4, 2020 TCC Proposed Order to Master

I certify this designation contains no matter irrelevant to this appeal.

Respectfully Submitted:

EPTING & RANNIK

This 26th day of August, 2021
Charleston, S.C.

/s/ Jaan Rannik
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