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Oct 19 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Honorable Benjamin H. Culbertson, Circuit Court Judge

Civil Action No.: 2018-CP-26-6424
Appellate Case No. 2021-000393

South Carolina Electric & Gas Company, Respondent,

v.

Barbara Todd, Landowner,

and

Public Service Authority; Pitch Landing, LLC; and David O. Heniford, Jr., Other Condemnees,
of which Pitch Landing, LLC is the Appellant.

AND

South Carolina Electric & Gas Company, Respondent,

v.

Pitch Landing, LLC, Appellant,

and

South Carolina Public Authority; Horry Telephone Cooperative; Grand Strand Water and Sewer
Authority; Coastal Carolina National Bank; Billy J. McDowell & Sally R. McDowell; Bobby D.
McDowell, Other Condemnees.

**APPELLANT'S [CORRECTED] DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellant proposes the following be included in the Record on Appeal:

1. Pleadings in *South Carolina Electric & Gas Company vs. Pitch Landing, LLC*, Civil Action No.: 2018-CP-26-06424
 - a. Summons and Complaint dated November 14, 2018 and Exhibits
 - b. Lis Pendens dated November 14, 2018
 - c. Notice of Filing dated November 14, 2018
 - d. Notice Pursuant to S.C. Ann. § 28-2-90 (Supp. 2010) dated November 16, 2018
 - e. Affidavit of Service dated December 6, 2018
 - f. Answer of Pitch Landing, LLC dated December 24, 2018
 - g. Notice of ADR dated June 11, 2019
 - h. Motion to Consolidate Cases dated September 4, 2020
 - i. Form 4 Order Denying Motion to Consolidate Cases dated March 3, 2021
 - j. Motion to Reconsider, Alter and/or Amend and dated March 15, 2021 and Exhibits
 - k. Form 4 Order Denying Motion to Reconsider, Alter and/or Amend dated March 17, 2021.

2. Pleadings in *South Carolina Electric & Gas Company vs. Barbara A. Todd*, Civil Action No.: 2018-CP-26-06064
 - a. Summons and Complaint dated October 29, 2018
 - b. Lis Pendens dated October 29, 2018
 - c. Notice of Filing dated October 29, 2018
 - d. Notice Pursuant to S.C. Ann. § 28-2-90 (Supp. 2010) dated October 30, 2018
 - e. Answer of Pitch Landing, LLC dated December 24, 2018
 - f. Consent Order of Dismissal as to Barbara Todd dated May 29, 2019
 - g. Return of Tender dated June 10, 2019
 - h. Notice of Dismissal dated July 25, 2019
 - i. Release of Lis Pendens dated July 25, 2019
 - j. Motion to Restore Case to Docket dated September 3, 2020
 - k. Condemnor's Memorandum in Response to Pitch Landing's Motion to Restore dated February 26, 2021
 - l. Form 4 Order Granting Motion to Restore dated March 3, 2021
 - m. Motion to Reconsider, Alter and/or Amend dated March 15, 2021 and Exhibits
 - n. Form 4 Order Denying Motion to Reconsider, Alter and/or Amend dated

3. Transcript of Record dated March 1, 2021

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

**BELLAMY, RUTENBERG, COPELAND,
EPPS, GRAVELY & BOWERS, P.A.**

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October 19, 2021

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PROOF OF SERVICE

I certify that I have served Appellant's Initial Brief and Appellant's [Corrected] Designation of Matter to be Included in the Record on Appeal by depositing a copy of it in the United States mail, postage prepaid, on October 19, 2021, addressed to its attorney of record, Gregory M. Alford, Esq., Alford Law Firm, LLC, Post Office Drawer 8008, Hilton Head Island, SC 29938.

**BELLAMY, RUTENBERG, COPELAND,
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