

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Master-in-Equity

Maite Murphy, Master-in-Equity

Case No.: 2009-CP-18-3315

LARRY E. KINARD,.....Appellant,

vs.

DOUGLAS S. RICHARDSON AND JULIE D. RICHARDSON,..... Respondents.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Respondents propose the following be included in the record on Appeal:

1. Complaint filed December 8, 2009.
2. Amended Complaint filed February 23, 2010.
3. Answer filed April 19, 2010.
4. Amended Answer filed April 29, 2010.
5. Transcript of Proceedings from June 7, 2012, pages 22-25, 29, 50, 97-98, 104-115, 122-124, 149, 152, 154, 169-171, 185-195, 198-201, 203
6. Plaintiff's Trial Exhibits 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 16, 17, 36
7. Defendants' Trial Exhibit 1
8. Plaintiff's Notice of Motion and Motion for Summary Judgment filed May 11, 2011.
9. Defendants' Notice of Motion and Motion for Summary Judgment filed May 11, 2011.

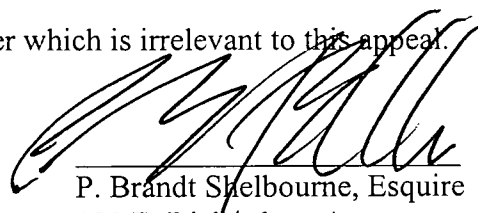
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10. Plaintiff's Memorandum in Support of Plaintiff's Motion for Summary Judgment filed July 21, 2011.
11. Plaintiff's Supplemental Memorandum filed on August 1, 2011.
12. Defendants' Memorandum in Support of Defendants' Motion for Summary Judgment filed August 1, 2011.
13. Defendants' Supplemental Memorandum in Opposition to Plaintiff's Motion for Summary Judgment filed August 11, 2011.
14. Plaintiff's Response to Defendants' Supplemental Memorandum filed August 16, 2011.
15. Plaintiff's letter to Court dated July 18, 2011.
16. Order on Motions for Summary Judgment filed January 12, 2012.
17. Order on Plaintiff's Motion for Reconsideration filed June 1, 2012.
18. Order of September 28, 2012.
19. Plaintiff's Motion to Reconsider and Alter or Amend Order of Judgment or Alternatively a New Trial filed October 9, 2012.
20. Final Order of December 6, 2012.
21. Restrictive Covenants filed with Dorchester County Register of Mesne Conveyances Office on September 11, 1997.
22. Amendment to Restrictions filed with Dorchester County Register of Mesne Conveyances Office on March 18, 1998.
23. Plat to Defendants' property.
24. Deed to Hill.

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



P. Brandt Shelbourne, Esquire
131 E. Richardson Ave.
Summerville, SC 29483
(843) 871-2210
SC Bar # 15143

ATTORNEY FOR THE RESPONDENTS

April 8, 2013

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Master-in-Equity

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Case No.: 2009-CP-18-3315

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LARRY E. KINARD,Appellant,

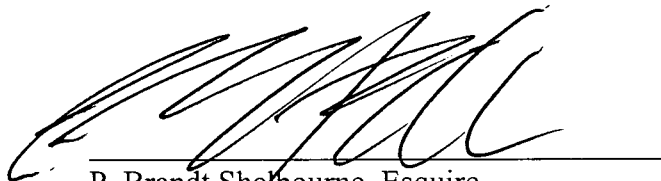
vs.

DOUGLAS S. RICHARDSON AND JULIE D. RICHARDSON, Respondents.

PROOF OF SERVICE

I certify that I have served a copy of the Respondents' 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 April 8, 2013 addressed to the following:

John R. Polito, Esquire
106 Aldrich Place
Goose Creek, SC 29445



P. Brandt Shelbourne, Esquire
131 E. Richardson Ave.
Summerville, SC 29483
(843) 871-2210
SC Bar # 15143

April 8, 2013
Summerville, South Carolina

ATTORNEY FOR RESPONDENTS

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P. Brandt Shelbourne

Phone (843) 871-2210

Fax (843) 875-2224

April 8, 2013

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Larry E. Kinard vs. Douglas Richardson, et al.
Case No.: 2009-CP-18-3315
Appellate Case No.: 2013-162
Our File No.: 3938-001

Dear Madam Clerk:

Enclosed please find an original and one (1) copy of the Initial Brief of the Respondents along with a Proof of Service. Also enclosed is an original and one (1) copy of Respondents' Designation of Matter to be Included in the Record on Appeal along with a Proof of Service. Please file same and return the filed copies to me in the self-addressed stamped envelope provided. Thank you for your assistance in this matter.

With best regards, I am

Sincerely yours

P. Brandt Shelbourne

/ses

cc: Client
John R. Polito, Esquire

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