

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,

v.

Douglas S. Richardson and Julie D. Richardson,

Respondents.

**DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

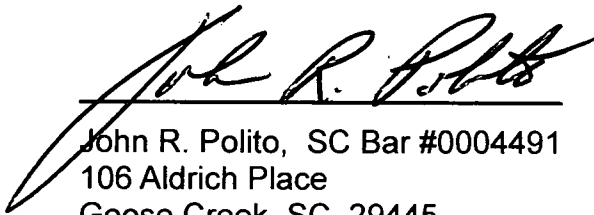
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COURT OF APPEALS

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

1. Amended Complaint filed February 3, 2010, pages 1-8 and 21-25 with Plaintiff's Exhibits B-E, H and I.
2. Amended Answer filed April 29, 2010, pages 1-4 and 8-11.
3. Plaintiff's Notice of Motion and Motion for Summary Judgment filed May 11, 2011.
4. Defendant's Notice of Motion and Motion for Summary Judgment filed May 11, 2011.
5. Order on Plaintiff's and Defendants' Motions for Summary Judgment of August 1, 2011.
6. Order of September 28, 2012.
7. Motion to Reconsider and Alter or Amend Order of Judgment or Alternatively a New Trial of October 9, 2012.
8. Memorandum in Support of Motion to Reconsider.
9. Final Order of December 6, 2012.
10. Transcript of Proceedings from June 7, 2012 pages 1-48, 50-53, 55-64, 66-67, 69-85,

90-91, 93-98, 103-105, 107-116, 118-143, 145-228.

11. Plaintiff's Trial Exhibits 1-38
12. Defendant's Trial Exhibits 1-2

A handwritten signature in black ink, appearing to read "John R. Polito", is written over a horizontal line.

John R. Polito, SC Bar #0004491
106 Aldrich Place
Goose Creek, SC 29445
(843) 797-3234
Attorney for Appellant

Goose Creek, South Carolina

April 18, 2013

John R. Polito
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john@whyquit.com

April 18, 2013

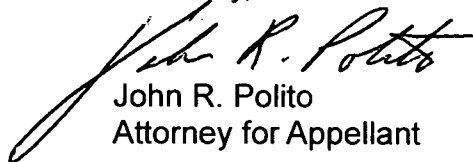
The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Larry E. Kinard, Appellant v. Douglas Richardson
Appellate Case No. 2013-000162

Dear Ms. Kitchings:

Enclosed please find for filing one (1) copy of the Reply Brief of Appellant and one (1) copy of Designation of Matter to be Included in the Record on Appeal in the above captioned appeal, together with Proof of Service. I would very much appreciate a clocked-in copy of the Proof of Service being returned in the enclosed return envelope. If you have any questions, concerns or additional action is needed please call me collect immediately.

Sincerely,


John R. Polito
Attorney for Appellant

Enclosures: Reply Brief of Appellant (1 copy)
Designation of Matter to be Included in the record on Appeal (1 copy)
Proof of Service w/ copy for returning
Stamped return envelope

cc: Peter Brandt Shelbourne
Shelbourne Law Firm
131 E. Richardson Avenue
Summerville, SC 29483

Mr. Larry E. Kinard

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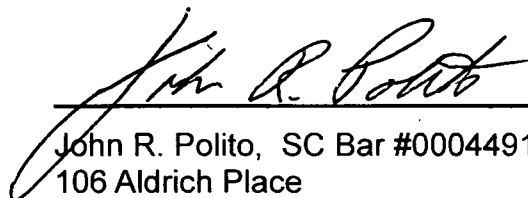
Respondents.

PROOF OF SERVICE

I certify that I was served by mail with the Initial Brief of Respondents on April 9, 2013 and timely replied by serving one (1) copy of the Initial Reply Brief of the Appellant and a copy of Appellant's Designation of Matter to be Included in the Record on Appeal upon Respondents Douglas S. Richardson and Julie D. Richardson by depositing copies of the same in the United States Mail, postage prepaid on April 18, 2013, addressed to Respondents' attorney of record at the following address:

P. Brandt Shelbourne, Esquire
131 E. Richardson, Ave.
Summerville, SC 29483

April 18, 2013



John R. Polito, SC Bar #0004491
106 Aldrich Place

Goose Creek, SC 29445
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Attorney for Appellant

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