



STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM BEAUFORT COUNTY
COURT OF COMMON PLEAS
ROBERT BONDS, CIRCUIT COURT JUDGE

Appellate Case No. 2021-001337

IN THE MATTER OF: Estate of Paul Brandon Barringer II

Hampton Barringer Luzak,Appellant,

v.

Merrill U. Barringer,Respondent,

APPELLANT’S DESIGNATIONS

Pursuant to Rule 209, SCACR, Appellant proposes the following be included in the Record on Appeal. Unless otherwise stated, all items designated include exhibits and exclude proof of service, cover sheets, motion forms, and notices. Appellant reserves the right to include additional designations in connection with her initial reply brief or otherwise. Appellant also notes that additional materials are before the Court in the Record on Appeal in Appellate Case No. 2021-000837.

Numerous documents from the trial court are labeled as “confidential” or “filed under seal” or the filed copies are partially redacted. However, no order appears in the Record which designates with specificity what documents are “confidential” or “filed under seal.” Appellant requests counsel to designate which, if any, of the following materials they wish to be filed under

seal as a part of this appeal. Appellant will do the same and, after all designations are filed, an appropriate motion will be filed with the Court of Appeals for that relief.

ORDERS

1. Order for Consolidation of Actions by Consent dated May 19, 2017
2. Consent Order on Plaintiff's Motion for Consolidation of Actions dated December 3, 2019
3. Order Denying Motion for Summary Judgment filed November 4, 2020
4. Order Denying Merrill Light's Motion for Summary Judgment filed December 30, 2020
5. Order Granting Defendant's Summary Judgment filed July 6, 2021
6. Order Granting Summary Judgment to Defendant filed August 20, 2021
7. Order Denying Motion to Reconsider filed October 8, 2021

PLEADINGS

8. Summons and Complaint (2016-ES-07-00517 became 2019-CP-07-1294) filed August 26, 2016
9. Amended Summons and Complaint (2016-CP-07-1919) filed November 22, 2016
10. Defendants Answer to Amended Complaint filed May 02, 2017
11. Summons and Complaint (2019-CP-06-01253) filed May 28, 2019
12. Plaintiff's Response to Defendant Barringer's Third set of Interrogatories to Plaintiff filed October 22, 2019
13. Motion for Summary Judgment filed March 20, 2020
14. Plaintiff's Memorandum in Opposition to Motion for Summary Judgment filed September 28, 2020
15. Plaintiff's Motion to Compel filed August 03, 2020

16. Motion for Summary Judgment filed September 10, 2020
17. Plaintiff's Memorandum in Opposition to Motion for Summary Judgment filed September 28, 2020
18. Affidavit of Kevin Luzak filed November 9, 2020
19. Affidavit of Hampton Luzak filed November 9, 2020
20. Plaintiff's Response in Opposition to Defendant Motion for Summary Judgment filed November 9, 2020
21. Plaintiff's Memo in Opposition to Motion to Bifurcate Trial filed November 9, 2020
22. Defendant Light's Motion and Memorandum in Support of Summary Judgment as to February 29, 2012 Will and Amendment to the Paul B. Barringer, II Revocable Trust filed May 14, 2021
23. Defendant's Motion for Summary Judgment of Plaintiff's Second Cause of Action filed June 14, 2021
24. Defendant's Motion for Summary Judgment of Plaintiff's Third Cause of Action filed June 14, 2021
25. Plaintiff Memorandum in Opposition to Motion for Summary Judgment as to Plaintiff's Second and Third Causes of Action filed August 6, 2021
26. Motion to Reconsider filed August 30, 2021
27. Order Denying Motion to Reconsider filed October 8, 2021
28. Notice of Appeal filed on November 8, 2021

TRANSCRIPTS

29. Transcript of Proceedings dated August 10, 2021
30. Transcript of Proceedings dated October 7, 2021

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

Respectfully submitted,

s/ Desa Ballard

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January 7, 2022

ATTORNEYS FOR APPELLANT

RECEIVED

Jan 07 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM BEAUFORT COUNTY
COURT OF COMMON PLEAS
ROBERT BONDS, CIRCUIT COURT JUDGE

Appellate Case No. 2021-001337

IN THE MATTER OF: Estate of Paul Brandon Barringer II

Hampton Barringer Luzak, Appellant,

v.

Merrill U. Barringer, Respondent,

PROOF OF SERVICE

I, Beth Cogan, an employee with Ballard & Watson, Attorneys at Law, do hereby certify that on January 7, 2022, I served a copy of the **Appellant's Initial Brief** and **Appellant's Designation of Matter** in the above-captioned case on the following individuals by electronic mail using their email address listed in the Attorney Information System, addressed as follows:

Bijan Khaladj-Ghom, Esquire
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Beth Cogan, Paralegal

January 7, 2022
West Columbia, South Carolina

Beth Cogan

From: Beth Cogan
Sent: Friday, January 7, 2022 4:28 PM
To: Alice Paylor; Bijan Ghom; Ashley Twombly; Lee Walters; Kevin Johnson; Harley D. Ruff; Denise Collins; Ensley Mahoney; Andrea Smith; Charles Molster; kjohnson@johnsonlawyers.com
Cc: Desa Ballard; 'Gilreath, Jim (Gilreath, Jim)'; Tom Traxler; Alan Medlin, Esquire; Bill Hogan; 'Macloskie Law Firm'; kathie@gilreathlaw.com
Subject: (Luzak v. Barringer 2021-001337) AIB and DOM
Attachments: 2022 01 07 Ltr to COA encl AIB.pdf; 2022 01 07 AIB.pdf; 2022 01 07 ADOM.pdf; 2022 01 07 POS AIB.pdf

Good afternoon,

Please see the attached Initial Brief and Designation of Matter for the above-referenced matter that is being filed today with the Court of Appeals.

Kindest Regards,
-Beth

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January 7, 2022

Via Email (ctappfilings@sccourts.org)
Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
Jan 07 2022
SC Court of Appeals

Re: *Hampton Barrington Luzak v. Merrill U. Barringer*
Appellate Case No.: 2021-001337

Dear Ms. Kitchings:

Please find enclosed for filing the **Appellant's Initial Brief and Designation of Matter** in the above-referenced matter.

By copy of this letter and as evidenced by the Proof of Service, these filing has been served upon counsel for the Respondents. Thank you for your time in this matter. If you have any questions, please do not hesitate to contact our office.

With warm personal regards, I am,

Sincerely yours,

Desa Ballard
desab@desaballard.com

cc: *Via Email*
Alice Paylor, Esquire
Bijan Ghom, Esquire
Charles Molster, Esquire
J. Ashley Twombly, Esquire
Lee Anne Walters, Esquire
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