

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Ralph P. Stroman
Special Referee

Case No.: 2008-CP-26-6169

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MAY 08 2013

SC Court of Appeals

Joseph E. Mason, Jr., Appellant

v.

Catherine L. Mason, Joseph E. Mason, Sr., Kathy St. Blanchard,
Mason Holding Company, Inc., and Irwin Levine, Respondents

**RESPONDENTS CATHERINE L. MASON, JOSEPH E. MASON, SR.,
KATHY ST. BLANCHARD AND MASON HOLDING COMPANY, INC.'S
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

The Respondents Catherine L. Mason, Joseph E. Mason, Sr., Kathy St. Blanchard and
Mason Holding Company, Inc. propose the following be included in the Record on
Appeal:

1. Summons and Complaint filed August 5, 2008
2. Defendants' Answer and Counterclaims filed August 28, 2008
3. Plaintiff's Answer to the Counterclaims of the Defendants dated September 23,
2008
4. Plaintiff's Amended Complaint filed September 23, 2009
5. Answer to Amended Complaint and Counterclaims of Defendants Catherine L.
Mason, Joseph E. Mason, Sr., Kathy St. Blanchard, and Mason Holding

- Company, Inc., filed October 13, 2009
6. Answer to Amended Complaint of Defendant Irwin Levine dated November 23, 2009
 7. Consent Order for Referral to Special Referee and Scheduling Order filed February 11, 2011
 8. Motion for Order of Reference and for Scheduling Order or, in the Alternative, Motion to Modify Prior Order Referring the Case and Scheduling Order dated January 31, 2011
 9. Final Order [Ending Action as to Defendant Irwin Levine] filed January 20, 2012
 10. Final Order filed January 20, 2012
 11. Plaintiff's Motion to Alter or Amend Pursuant to Rule 59(e), SCRCP filed January 30, 2012
 12. Order Denying Plaintiff's Motion Pursuant to Rule 59(e), S.C.R.C.P. filed May 4, 2012
 13. Transcript dated November 14, 2012, pages: 28, 29, 32, 33, 34, 36, 37, 139, 140, 141, 142,
 14. Transcript dated November 15, 2012, pages: 4, 8, 9, 24, 25, 26, 27, 31, 33, 34, 36, 37, 38, 53, 54, 55, 56, 57, 58, 59, 71, 72, 81, 82, 83, 107, 109, 110, 111, 115, 116, 117, 118, 136, 137, 213, 214, 215,
 15. Transcript dated November 16, 2012, pages: 93, 94, 95, 109, 110, 111, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 159, 160, 164, 165, 166, 167, 229, 230, 231, 232, 243, 244, 251, 252, 253, 272,
 16. Transcript dated November 17, 2012, pages: 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 22, 23, 25, 26, 27, 27, 28, 29, 30, 92, 104, 105, 106, 107, 108, 109, 142, 143, 144, 145, 154, 155, 183, 197, 198, 199, 200, 201, 203, 230, 231, 232, 233, 234 through 285,
 17. Transcript dated November 18, 2012, pages: 18, 19, 20, 21, 22, 23, 24, 35, 41, 79, 85, 86, 99, 106, 107, 108, 170, 171, 180, 181, 182, 183, 187, 188, 189, 190, 191, 192, 193, 194, 195, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 214, 214, 215, 216, 217, 218, 219, 220, 221, 260, 261
 18. Deposition of Joe Mason, Sr., pages: 9, 10, 11, 14
 19. Plaintiff's Exhibits: 3, 4, 5, 15, 16, 17, 18, 19, 20, 21, 29, 30, 31, 33, 38, 40, 47, 48, 49, 55, 65, 66, 67, 68
 20. Defendant's Exhibits: 1, 2, 3, 5, 7, 8, 9, 12, 13, 14, 15, 16, 18, 19, 20, 22, 23, 38, 49, 50, 55
 21. Brief of Appellant dated September 24, 2012.

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

J. Jackson Thomas

J. Jackson Thomas, Esquire
Emma Ruth Brittain, Esquire
THOMAS & BRITTAIN, P.A.
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ATTORNEYS FOR RESPONDENTS
CATHERINE L. MASON, JOSEPH E.
MASON, SR., KATHY ST. BLANCHARD
AND MASON HOLDING COMPANY,
INC.

May 6, 2013

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v.

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Mason Holding Company, Inc., and Irwin Levine Respondents

PROOF OF SERVICE

I certify that I have served the Respondents' Catherine L. Mason, Joseph E. Mason, Sr., Kathy St. Blanchard, and Mason Holding Company, Inc.'s Designation of Matter to be Included in the Record on Appeal on the Appellant, by depositing a copy of it in the United States Mail, postage prepaid, on May 6, 2013, addressed to its attorney of record, Robert Y. Knowlton, Esquire, as follows:

Robert Y. Knowlton, Esquire
Haynsworth Sinkler Boyd, P.A.
Post Office Box 11889
Columbia, South Carolina 29211

John M. Leiter, Esquire
Law Offices of John M. Leiter, P.A.
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Myrtle Beach, SC 29577

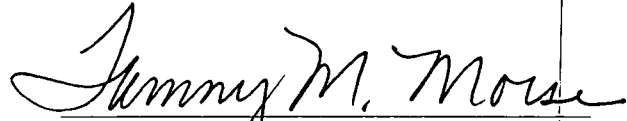
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MAY 08 2013

SC Court of Appeals

Mr. Irwin Levine
203777 Soneto Drive
Boca Raton, Florida 33433

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

A handwritten signature in cursive script that reads "Tammy M. Morse". The signature is written in black ink and is positioned above a horizontal line.

Tammy M. Morse
THOMAS & BRITTAIN, P.A.
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May 6, 2013