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Mar 28 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

R. Markley Dennis, Jr., Judge of the South Carolina Business Court

Appellant Case Number 2021-000767

C. Barry Dykes and Barbara Eisenhardt, Individually and Derivatively On Behalf Of The Wild Wing Plantation Property Owners’ Association, Inc.,.....Appellants,

v.

Wild Wing Company, LLC; Sunstar, LLC; Ralph R. Teal, Jr.; SLF IV/SBI Wild Wing, LLC; SLF IV/SBI JV, LLC; SLF IV/SBI Properties MM, LLC; SLF IV/SBI Development Holdings, LLC; Wild Wing Residential Development, LLC; Stratford Land Manager, L.P. d/b/a Stratford Land; Stratford Land Fund IV, L.P.; SB Investments LLC; Realstar Management, LLC; Graeme T. Black; H. Gilford Edwards; Founders Wild Wing, LLC; Founders Group International, LLC; Dan Liu; Xian “Nick” Dou; Rick Schultz; Rick Taylor and Thomas Plankers,Respondents,

Wild Wing Plantation Owners’ Association, Inc., Nominal Defendant.

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

Respondents Wild Wing Company, LLC; Sunstar, LLC; SLF IV/SBI Wild Wing, LLC; SLF IV/SBI JV, LLC; SLF IV/SBI Properties MM, LLC; SLF IV/SBI Development Holdings, LLC; Wild Wing Residential Development, LLC; SB Investments, LLC; Realstar Management, LLC; Founders Wild Wing, LLC; Founders Group International, LLC; and Dan Liu (hereinafter “Declarant Respondents”) propose the following be included in the Record on Appeal:

1. Summons and Complaint filed June 30, 2017;
2. Answer and Counterclaim filed October 3, 2017;
3. First Amended Complaint filed June 10, 2019;
4. Second Amended Complaint filed March 19, 2020;
5. Answer and Counterclaim to Amended Complaint April 16, 2020;
6. Defendants Ralph R. Teal, Jr., Graeme T. Black, and H. Gilford Edwards' Motion for Summary Judgment filed September 24, 2020;
7. Declarant Respondents' Motion for Partial Summary Judgment on the Business Judgment Rule filed October 29, 2020;
8. Declarant Respondents' Motion for Partial Summary Judgment on the Statute of Limitations filed October 29, 2020;
9. Declarant Respondents' Motion for Partial Summary Judgment on the Validity of the Amendments filed October 29, 2020;
10. Declarant Respondents' Motion for Partial Summary Judgment on Plaintiff's South Carolina Unfair Trade Practices Act Cause of Action filed October 29, 2020;
11. Declarant Respondents' Motion for Partial Summary Judgment on Plaintiffs' Derivative Capacity filed October 29, 2020;
12. Declarant Respondents' Motion for Summary Judgment on the Standing of the POA;
13. Defendants Rick Schultz, Rick Taylor, and Thomas Plankers' Motion for Summary Judgment filed October 29, 2020
14. Defendants Stratford Land Manager, LP and Stratford Land Fund IV, LP's Motion for Summary Judgment filed December 22, 2020;
15. Plaintiffs' Memorandum in Support of Its Motions for Summary Judgment and Memorandums in Opposition to Defendants' Motions for Summary Judgment filed March 5, 2021;
16. Declarant Respondents' Memorandum in Response to Plaintiffs' Memorandum in Support of Motions for Summary Judgment and Opposition to Defendant's Motions for Summary Judgment filed March 19, 2021;

17. Defendants Schultz, Taylor, and Plankers' Brief in Response to Plaintiff's Memorandum in Opposition to Defendants' Motion for Summary Judgment filed March 19, 2021;
18. Defendants Teal, Black, and Edwards' Response Memorandum in Opposition to Plaintiffs' Motion for Summary Judgment and in Support of Their Motion for Summary Judgment filed March 22, 2021;
19. Plaintiffs' Reply Memorandum in Response to Defendants' Memorandums in Opposition filed April 6, 2021;
20. Transcript of Record for Hearing on May 4, 2021;
21. Order Granting Summary Judgment in Favor of Defendants Stratford Land Manager, LP and Stratford Land Fund IV, LP filed June 17, 2021;
22. Order Granting Summary Judgment for Declarant Respondents filed July 12, 2021;
23. Order Granting Individual Defendants Schultz, Taylor, and Plankers' Motion for Summary Judgment filed July 12, 2021;
24. Order Granting Defendants Teal, Black, and Edwards' Motion for Summary Judgment filed July 12, 2021.

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

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Myrtle Beach, South Carolina
March 28, 2022