

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2010-CP-40-5214

Demetrius Mack, Respondent,

v.

Leon Lott, in his Official Capacity
as Sheriff of Richland County, Appellant.

**APPELLANT'S DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL**

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MAY 13 2013

SC Court of Appeals

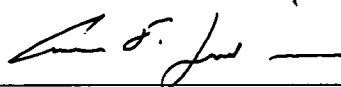
The Appellant Leon Lott proposes that the following be included in the
Record on Appeal:

- (1) Order of Judge DeAndrea G. Benjamin filed April 6, 2012
- (2) Order of Judge DeAndrea G. Benjamin filed May 11, 2012
- (3) Consent Order of Judge Alison Renee Lee filed January 5, 2011

- (4) Second Consent Order of Judge Alison Renee Lee filed November 16, 2011
- (5) Judgment filed April 5, 2012
- (6) Complaint
- (7) Answer
- (8) Motion to Alter or Amend Judgment and/or Motion for Reconsideration on Behalf of Defendant, filed April 26, 2012
- (9) Trial Transcript, April 4-5, 2012,
pp. 1-4
pp. 31-325
- (10) Plaintiff Exhibits 1, 5, 6, 7, 9, 10
- (11) Defendant Exhibits 1, 2, 3, 4, and 5

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

DAVIDSON & LINDEMANN, P.A.

BY: 

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Counsel for Appellant Leon Lott

Columbia, South Carolina

May 8, 2013

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DeAndrea Gist Benjamin, Circuit Court Judge

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Demetrius Mack, Respondent,

v.

Leon Lott, in his Official Capacity
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CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., attorneys for the Appellant, does hereby certify that service of the **Initial Brief of Appellant** and **Appellant's Designation of Matter to be Included in Record on Appeal** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 8th day of May 2013:

Neal M. Lourie, Esquire
Lourie Law Firm, LLC
Post Office Box 12089
Columbia, South Carolina 29211

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Joshua S. Kendrick, Esquire
Kendrick & Leonard, P.C.
Post Office Box 886
Columbia, South Carolina 29202-0866



DAVIDSON & LINDEMANN, P.A.

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May 8, 2013

Writer's Email: alindemann@dml-law.com

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

RE: Demetrius Mack v. Richland County Sheriff Leon Lott, in his Official Capacity
SCCA Case Number: 2012-212277
Civil Action Number: 2010-CP-40-5214
Our File Number: 314.8515

Dear Ms. Kitchings:

Please find enclosed for filing the original and one copy of the **Initial Brief of Appellant** and **Appellant's Designation of Matter to be Included in Record on Appeal** in the above referenced matter. Please file the original and return a clocked-in copy to me in the enclosed envelope.

By copy of this letter, I am serving a copy on all counsel of record.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

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MAY 13 2013

SC Court of Appeals

AFL/
Enclosures

cc: Neal M. Lourie, Esquire (w/ Enclosures)
Joshua S. Kendrick, Esquire (w/ Enclosures)