

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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SC Court of Appeals

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APPEAL FROM SUMTER COUNTY

Court Of Common Pleas

George M. McFaddin, Jr. Circuit Court Judge

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Case No. 2020-CP-43-01863, Circuit Court  
Appeals Court Docket No.: 2021-001368

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New Life Apostolic Church, Inc., and Ricky Finklea .....Appellants,

v.

Progressive Church of Our Lord Jesus Christ, Inc., Theodore Jenkins, Sr.,  
Lang Priester, David S. Johnson, Sr., and Paul C. Johnson .....Respondents.

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

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Christ, Inc., Theodore Jenkins, Sr., Lang  
Priester, David S. Johnson, Sr., and Paul C.  
Johnson

Appellants proposes the following documents, which are listed with their filing dates, be included in the Record on Appeal:

1. Hearing Transcript, Court of Common Pleas, Third Judicial Circuit, Sumter County, South Carolina, July 1, 2021
2. Plaintiffs' Summons and Complaint, December 18, 2020
3. Plaintiffs' Notice of Motion and Motion for Preliminary Injunction, December 29, 2020
4. Affidavit of Ricky Finklea, December 29, 2020
5. Plaintiffs' Memorandum of Law in Support of Motion for Preliminary Injunction, December 29, 2020
6. Defendants' Answer and Counterclaims to Complaint, February 2, 2021
7. Plaintiffs' Answer and Affirmative Defenses to Defendants' Counterclaims, March 4, 2021
8. Plaintiffs' Jury Demand, March 9, 2021
9. Plaintiffs' Amended Summons and Complaint, March 19, 2021
10. Defendants' Answer and Counterclaims to Amended Complaint, March 31, 2021
11. Defendants' Motion for Partial Summary Judgment, March 31, 2021
12. Affidavit of Deacon Robert Dwight, March 31, 2021
13. Affidavit of Bishop Theodore Jenkins, Sr., March 31, 2021
14. Affidavit of Bishop David S. Johnson, Sr., March 31, 2021
15. Affidavit of Bishop Paul C. Johnson, March 31, 2021
16. Defendants' Memorandum in Support of Motion for Partial Summary Judgment, March 31, 2021
17. Defendants' Supplemental Memorandum in Support of Motion for Partial Summary Judgment, April 8, 2021
18. Plaintiffs' Memorandum in Opposition to Defendant's Motion for Partial Summary Judgment and Supporting Affidavits, May 14, 2021
19. Affidavit of Ricky Finklea, May 14, 2021

20. Affidavit of Timothy L. Beard, May 14, 2021

21. Affidavit of James Robins, May 14, 2021

22. Affidavit of Andrew Little, May 14, 2021

23. Defendants Reply Memorandum in Support of Motion for Partial Summary Judgment, May 21, 2021

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

Respectfully Submitted,

By: 

Charles J. Boykin (SC Bar #65149)  
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Attorneys for New Life Apostolic Church, Inc.,  
and Ricky Finklea

April 13, 2022  
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**SC Court of Appeals**

APPEAL FROM CLARENDON COUNTY  
Court of Common Pleas

George M. McFaddin, Circuit Court Judge

Case No. 2020-CP-43-01863, Circuit Court  
Appeals Court Docket No.: 2021-001368

New Life Apostolic Church, Inc., and Ricky Finklea .....Appellants,  
v.

Progressive Church of Our Lord Jesus Christ, Inc., Theodore Jenkins, Sr.,  
Lang Priester, David S. Johnson, Sr., and Paul C. Johnson.....Respondents.

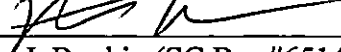
**PROOF OF SERVICE**

I certify that I have served the Designation of Matter on the counsel of record listed below,  
by electronic mail and U.S. Mail a copy of same on April 13, 2022, addressed to:

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April 13, 2022

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SC Court of Appeals

VIA ELECTRONIC MAIL AND U.S. MAIL

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

Re: New Life Apostolic Church, Inc., and Ricky Finklea v. Progressive Church of Our Lord Jesus Christ, Inc., Theodore Jenkins, Sr., Lang Priestler, David S. Johnson, Sr., and Paul C. Johnson  
Appeals Court Docket No.: 2021-001368

Dear Ms. Kitchings:

Enclosed for filing please find Appellants Initial Brief and Designation of Matter regarding the above-referenced matter.

By copy of this letter, we are serving all parties of record.

Thank you for your assistance in this matter.

Sincerely,



Peter E. Keup

/aeg

Enclosures

cc: James Y. Becker, Esq (w/encls.)  
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