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May 04 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENWOOD COUNTY
Court of Common Pleas

Frank R. Addy, Jr., Circuit Court Judge

Appellate Case No. 2021-001400

IOS, LLC,.....Appellant-Respondent,

v.

Lander University,Respondent-Appellant.

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

Appellant-Respondent proposes the following be included in the Record on Appeal:

1. Form 4 Order dated March 9, 2019
2. Order of November 2, 2021
3. Appellant-Respondent’s Motion to Reconsider dated November 12, 2021
4. Form 4 Order dated December 2, 2021
5. Complaint
6. Answer
7. Respondent-Appellant’s Reply Brief in Support of Summary Judgment filed September 18, 2018
8. Appellant-Respondent’s Brief and Exhibits Submitted in Opposition to Lander’s Motion for Summary Judgment
9. Transcript of Summary Judgment Hearing before Judge Frank R. Addy, November 17, 2017
10. Lease Agreement
11. Deposition of John Huffman
12. Deposition of Louis Smith

s/James E. Smith Jr.

James E. Smith, Jr. # 8733

JAMES E. SMITH JR., P.A.

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Attorney for Respondent-Appellant

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CERTIFICATION OF DESIGNATION OF MATTER

The undersigned hereby certifies that the Appellant Respondent's Designation of Matter filed concurrently herewith complies with Rule 209(c) SCACR and contains no matter which is not relevant to this appeal.

s/James E. Smith Jr.

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PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below he served counsel for Petitioner, Lena Y. Meredith, Esq., with a copy of the Initial Brief of Appellant-Respondent and Designation of Matter to be included in the Record on Appeal and Certification by email and first-class US mail to the below addresses:

Lena Y. Meredith, Esq.
Post Office Box 457
Greenwood SC 29648
Lena@nicholsonmeredith.com
Counsel for Respondent-Appellant

May 5, 2022

s-James E. Smith, Jr.
James E. Smith, Jr. (SC Bar 8733)
Attorney for Appellant-Respondent

JAMES E. SMITH, JR. *†^

OF COUNSEL:
NINA NELSON SMITH

*ALSO ADMITTED IN NC
†ALSO ADMITTED IN GA
^ALSO ADMITTED IN NY

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May 5, 2022

Via First Class US Mail and Email CtAppFilings@sccourts.org

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: IOS, LLC v. Lander University
Appellate Case No. 2021-001400

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Dear Madam Clerk:

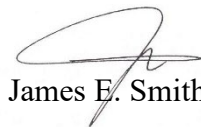
I am attaching by email the Initial Brief of Appellant-Respondent, Designation of Matter Designation of Matter and Certification with Proof of Service in the above-referenced matter.

By copy of this letter to Respondent-Appellant's counsel, I am hereby service her with a copy of the same.

Thank you for your assistance.

With kind regards, I remain

Very truly yours,



James E. Smith, Jr.

JES

Enclosure as referenced

cc: Lena Y. Meredith, Esq., - *Via Email* Lena@nicholsonmeredith.com

