

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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APPEAL FROM BEAUFORT COUNTY  
COURT OF COMMON PLEAS

The Honorable Marvin H. Dukes, III, Master in Equity and Special Circuit Court Judge  
Fourteenth Judicial Circuit

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Court of Appeals Case No. 2012-213578/  
Beaufort Case No. 09-CP-07-2608

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Lucille Patricia Smith, Respondent

v.

The Heirs at Law of Benjamin Days a/k/a Ben Deas a/k/a Daise, etc., et al,  
of whom Howard Chaplin and Harriet Chaplin are Appellants

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

The Appellants, Howard Chaplin, Jr. and Harriet Chaplin, hereby serve on all parties to the above appeal their Designation of Matter to be included in the Record on Appeal. The Appellants propose that the following be included in the Record on Appeal:

**I. TRANSCRIPTS**

Transcript of Trial, Lucille Patricia Smith v. the Heirs at Law of Benjamin Days, et al, August 30, 2011

**II. PLEADINGS**

Plaintiff's Complaint, filed June 2, 2009

Plaintiff's Affidavit of James D. Smith, dated June 5, 2009

Defendants Howard and Harriet Chaplin, Answer and Counterclaims, filed November 20, 2009

Plaintiff's Reply to Chaplin Answer/Counterclaims, filed December 21, 2009

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**SC Court of Appeals**

Defendant's Second Request for Production of Documents to the Plaintiff, dated May 27, 2011

Plaintiff's Response to Defendants Chaplin's Request for Production of Documents - Second, dated July 12, 2011

Plaintiff's Affidavit of Default, filed September 7, 2011

Letter to Judge Dukes with Defendants' Proposed Decree dated November 16, 2011

Exhibits List received from the Master in Equity's Office on November 28, 2012, to include all of Defendant's Exhibits listed therein

Appellant's Notice of Appeal, with Proof of Service of same, filed on December 4, 2012

### III. ORDERS

Order of Reference, filed July 16, 2010

Order of Service by Publication, filed March 8, 2011

Order of Default, filed September 7, 2011

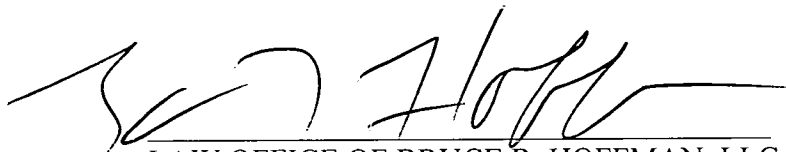
Judgment, Decree & Final Order, filed November 5, 2012

### CERTIFICATION OF COUNSEL

I, Bruce R. Hoffman, counsel for the Appellants, hereby certify that the Designation of Matter to be included in the Record on Appeal does not, to the best of my knowledge, contain matter that is irrelevant to the appeal.

Respectfully submitted,

Dated: May 15, 2013



LAW OFFICE OF BRUCE R. HOFFMAN, LLC  
BRUCE R. HOFFMAN,  
Attorney for Appellants Howard Chaplin and Harriet  
Chaplin  
574 Sea Island Parkway  
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**CERTIFICATE OF SERVICE OF APPELLANTS' INITIAL BRIEF AND  
APPELLANTS' DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON  
APPEAL**

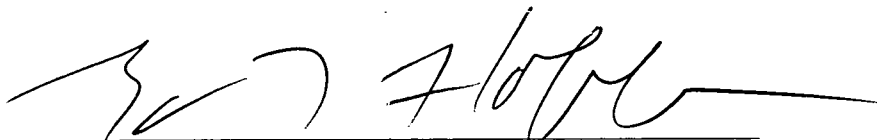
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The undersigned attorney for Appellants Howard Chaplin and Harriet Chaplin hereby certifies that a true copy of the Appellants' Initial Brief and Appellants' Designation of Matter to be Included in the Record on Appeal in the above referenced case has been served upon Respondent by depositing same in the United States Mail, postage prepaid, this 15th day of May, 2013, addressed to her attorney of record as follows:

Alysoun M. Eversole, Esquire  
Eversole Law Firm, PC  
1509 King Street  
Beaufort, SC 29902

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**SC Court of Appeals**

May 15, 2013

A handwritten signature in black ink, appearing to read "Bruce R. Hoffman", written over a horizontal line.

LAW OFFICE OF BRUCE R. HOFFMAN, LLC,  
BY: BRUCE R. HOFFMAN,  
Attorney for Appellants Howard Chaplin and  
Harriet Chaplin  
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