

RECEIVED

Jan 04 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Carmen T. Mullen, Circuit Court Judge;
The Honorable Maite Murphy
and
The Honorable Marvin H. Dukes, III, Master-in-Equity

Appellate Case No. 2022-001132
Case No. 2019-CP-07-1666

Stevens Builders, LLC, Appellant,

v.

Michael C. Garraway, Alicia M. Garraway, and TD Bank, N.A., Defendants,

Of Whom TD Bank, N.A. is the Respondent.

Designation of Matter of Respondent

J. Martin Page S.C. Bar No.: 100200
BELL CARRINGTON PRICE & GREGG, LLC
339 Heyward Street, 2nd Floor
Columbia, SC 29201
(803) 509-7692

Attorneys for Respondent TD Bank, N.A.

Respondent TD Bank, N.A. proposes that the following additional items be included in the Record on Appeal in connection with its Brief of Respondent:

1. All Materials Designated by Appellant;
2. Supreme Court Order 2020-04-03-01;
3. Supreme Court Order 2020-04-14-01;
4. Defendants Michael C. Garraway and Alicia M. Garraway's Answers to Defendant's TD Bank, N.A. Requests to Admit;
5. Plaintiff's Responses to TD Bank N.A.'s First Set of Requests for Admission Directed to Plaintiff;
6. Construction Progress Inspection Report, dated January 3, 2019;
7. January 8, 2019 Email from Donna Courchesne, TD Bank, to Buddy, Stevens Builders;
8. January 11, 2019 Email from Michael Garraway to Donna Courchesne at TD Bank, copying Stevens Builders;
9. Affidavit of Service;
10. TD Bank's Memorandum Supporting Its Motion to Set Aside Entry of Default filed on February 7, 2020;
11. Order Granting February 7, 2020 Motion to be Relieved from Default;
12. Order Denying March 16, 2020 Motion to Reconsider;
13. Release Of Lis Pendens filed on March 2, 2020;
14. Consent Order/Dismissal of 4th Cause of Action with Prejudice filed March 2, 2020;
15. Order Denying Motion to Dismiss filed on March 24, 2020;
16. Opposition to Third Motion for Default Judgment filed on August 17, 2020;
17. Order Denying August 17, 2020 Motion for Default Judgment;
18. Order Denying Nov. 2, 2020 Motion for Reconsideration;
19. Opposition to Motion for Reconsideration filed on January 20, 2021;

20. TD Bank, N.A.'s Motion for Summary Judgment filed on December 1, 2021;
21. TD Bank Memorandum of Law in Opposition of Plaintiff Stevens Builders's Motion to Compel filed on January 28, 2022;
22. Order Granting TD Bank, N.A.'s Motion for Summary Judgment filed May 27, 2022;
23. Opposition to June 6, 2022 Motion for Reconsideration;
24. Order Denying June 6, 2022 Motion for Reconsideration;
25. TD Bank, N.A.'s Response and Memorandum Opposing Motion for Reconsideration filed on June 30, 2022.

RESPECTFULLY SUBMITTED,

Dated: January 4, 2023

/s/ J. Martin Page
J. Martin Page S.C. Bar No.: 100200
BELL CARRINGTON PRICE & GREGG, LLC
339 Heyward Street, 2nd Floor
Columbia, SC 29201
(803) 509-7692

Attorneys for Respondent TD Bank, N.A.