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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

Shannon M. Phillips, Master-in-Equity

Common Pleas Case No. 2019-CP-42-02270

Appellate Case No. 2022-000393

U.S. Bank Trust, N.A., as Trustee for LSF10 Master Participation Trust,
..... Respondent,

v.

Austin A. Lowery a/k/a Austin Lowery a/k/a Austin Allen Lowery a/k/a Allen Lowery,
individually, and as Heir or Devisee of the Estate of Lisa D. Lowery a/k/a Lisa Marie Davis
Lowery, Deceased; South Carolina Department of Revenue; The United States of America acting
by and through its agency, Department of the Treasury – Internal Revenue Service; and Elizabeth
A. Lowery, Defendants,

Of whom Austin A. Lowery a/k/a Austin Lowery a/k/a Austin Allen Lowery a/k/a Allen Lowery,
individually, and as Heir or Devisee of the Estate of Lisa D. Lowery a/k/a Lisa Marie Davis
Lowery, Deceased, is the Appellant.

RESPONDENT’S DESIGNATION OF MATTER

Pursuant to Rule 209 SCACR, the Respondent hereby designates the following matters to be included in the Record on Appeal, in addition to the matters already designated by Appellant which are relied upon by Respondent to be included in the Record on Appeal:

1. Amended Answer and Counterclaim dated December 29, 2009 to 2008 foreclosure;
2. Order of Reference 5/28/20;
3. Memorandum in Opposition to Lowery’s Motion for Summary Judgment as to Plaintiff’s claims 4/23/2021;

4. Memorandum in Opposition to Lowery's Motion for Summary Judgment on liability as to counterclaim 4/23/2021;
5. Plaintiff's Exhibits filed 4/23/2021 as referenced in Memorandum;
6. Plaintiff's memorandum of law in support of partial summary judgment filed 4/23/2021;
7. March 15, 2022 emails to Judge Phillips from counsel re motion to reconsider;
8. All exhibits attached to memorandums or motions filed by the Plaintiff.

Pursuant to Rule 209(c) SCACR I certify that this Designation contains no matter which is irrelevant to this appeal.

/s J. Derrick Jackson
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