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MAR 27 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Letitia H. Verdin, Circuit Court Judge

Case No. 2022-CP-23-00394
Appellate Case No. 2023-000082

Audra Starnes,

Respondent,

v.

Craig Stoneburner and
Citivest Corporation

Appellants.

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

Appellants, Craig Stoneburner and Citivest Corporation, propose the following be included in the Record on Appeal:

1. Order on Plaintiff's Motion for Summary Judgment filed on November 17, 2022
2. Order on Defendant's Motion for an Order Altering or Amending Judgment filed December 2, 2022
3. Summons and Complaint filed January 27, 2022
4. Defendant Craig Stoneburner's Answer filed January 27, 2022
5. Plaintiff's Reply to Defendant Craig Stoneburner's Counterclaims filed January 27, 2022
6. Affidavit of Audra Starnes filed August 5, 2022
7. Exhibits A-C and D 40-58 to Affidavit of Audra Starnes filed August 5, 2022
8. Redacted Exhibit D 1-39 to Affidavit of Audra Starnes filed August 16, 2022
9. Plaintiff's Motion for Summary Judgment filed August 5, 2022
10. Plaintiff's Memorandum Supporting Motion for Summary Judgment filed October 18, 2022
11. Exhibits to Plaintiff's Memorandum Supporting Motion for Summary Judgment filed October 18, 2022
12. Affidavit of the Defendants in Opposition to Plaintiff's Motion for Summary Judgment filed November 1, 2022
13. Plaintiff's Reply to Defendant's Affidavit filed November 7, 2022
14. Exhibit to Plaintiff's Reply to Defendant's Affidavit filed November 7, 2022

15. Defendants' Notice of Motion and Motion Pursuant to Rules 52(b) and 59(e) SCRCF filed November 28, 2022
16. Affidavit of Mark Fessler for Attorney's Fees filed December 13, 2022
17. Motion to Establish Judgment Amount filed December 13, 2022
18. Plaintiff's Reply to Defendants' Motion Under Rules 52(b) and 59(e) filed December 13, 2022
19. South Carolina Legal Services, *About SCLS*, <https://sclegal.org/about/> (last visited March 24, 2023)
20. South Carolina Legal Services, *Frequently Asked Questions* (FAQs), <https://sclegal.org/faqs/> (last visited March 24, 2023)

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

March 24, 2023

s/ Walter B. Todd, Jr.

Walter B. Todd, Jr., SC Bar # 5593

WALTER B. TODD, JR., P.C.

Post Office Box 1549

Columbia, SC 29202

(803) 753-7952

Attorney for Appellants

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Appellants.

PROOF OF SERVICE

The undersigned counsel for the Appellants, Craig Stoneburner and Citivest Corporation, hereby certifies that on March 24, 2023, a copy of the Initial Brief of Appellants and Appellants' Designation of Matter to be Included in the Record on Appeal was served on the Respondent, Audra Starnes, by emailing a copy of the same to the Respondent's counsel's AIS email address as shown on the attached email which is incorporated by reference.

March 24, 2023

s/ Walter B. Todd, Jr.

Walter B. Todd, Jr., SC Bar # 5593

WALTER B. TODD, JR., P.C.

Post Office Box 1549

Columbia, SC 29202

(803) 753-7952

Attorney for Appellants

WALTER B. TODD, JR., PC
COUNSELOR AND ATTORNEY AT LAW

WALTER B. TODD, JR.
SUPREME COURT OF SOUTH CAROLINA
CERTIFIED MEDIATOR
SUPREME COURT OF SOUTH CAROLINA
CERTIFIED ARBITRATOR
SUPREME COURT OF SOUTH CAROLINA
CERTIFIED FAMILY COURT MEDIATOR

POST OFFICE BOX 1549
COLUMBIA, SC 29202-1549
2711 MIDDLEBURG PLAZA, SUITE 305
COLUMBIA, SC 29204
TELEPHONE: (803) 753-7952
EMAIL: WTODD@WBT-LAW.COM

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March 24, 2023

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

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SC Court of Appeals

RE: Audra Starnes v. Craig Stoneburner and Citivest Corporation
CA NO.: 2020-CP-23-00394
Appellate Case No. 2023-000082

Dear Ms. Kitchings:

Enclosed for filing are the Originals and one copy each of the following:

1. Initial Brief of the Appellants;
2. Initial Designation of Matter to be included in the Record on Appeal with Certification of Counsel as per SCACR Rule 209 (c);
3. Proof of Service of the foregoing documents on the Respondent.

Please file the originals and return a clocked copy in the envelope provided.

Sincerely,



Walter B. Todd, Jr.

cc: Mark Fessler, Esq.
Attorney for the Respondent

Walter B Todd, Jr.

From: Walter B Todd, Jr.
Sent: Friday, March 24, 2023 4:09 PM
To: 'markfessler@sclegal.org'
Subject: 2023-000082 Starnes v. Stoneburner
Attachments: Appellants Initial Brief FINAL.pdf; Designation of Matter.pdf; 2023-03-24 Proof of Service.pdf

Mark:

Attached and served upon you by email is the Appellants' Initial Brief and Designation of Matter and Proof of Service.

Walt

Walter B. Todd Jr.
Walter B. Todd Jr. PC
PO Box 1549
Columbia, SC 29202

Walter B. Todd Jr. PC
PO Box 1549
Columbia, SC 29202

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