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**Aug 28 2024**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY  
MIKELL R. SCARBOROUGH, CIRCUIT COURT JUDGE

Appellate Case No.: 2024-000947

Vicki Lynn Vergeldt, individually and as  
Successor Trustee of the John Vergeldt, Jr.  
Revocable living Trust dated September 27, 1978, .....Respondent,

v.  
John Edward Vergeldt and  
Teresa Shaw-Vergeldt, Defendants,  
Of whom John Edward Vergeldt is the, .....Appellant.

**APPELLANT’S DESIGNATION OF MATTER**

Pursuant to Rule 209, SCACR, Appellant proposes the following be included in the Record on Appeal. Unless otherwise stated, all items designated include exhibits and exclude proof of service, cover sheets, motion forms, and notices. Appellant reserves the right to include additional designations in response to any additional designations made by Respondent in her connection with her initial reply brief or otherwise.

**ORDERS**

1. Order for Case Number 2014-CP-46-01956 filed August 31, 2015
2. Order Granting Motion to Amend for Case Number 2016-CP-46-00820 filed June 13, 2019
3. Final Order for Case Number 2016-CP-46-00820 filed February 2, 2021
4. Consent Order filed August 19, 2022

5. Order Granting Motion to Amend filed September 28, 2023
6. Order Granting Motion to Compel filed September 28, 2023
7. Order Denying Motion to Dismiss and Stay Proceedings filed February 2, 2024
8. Form 4 Order filed March 28, 2024
9. Order Denying Motion to Reconsider filed May 6, 2024

### **PLEADINGS**

10. Summons and Complaint for Case number 2014-CP-46-01956 filed February 28, 2014
11. Petition for Removal of Trustee and related relief for Case Number 2016-CP-46-00820  
filed March 16, 2016
12. Motion to Amend Petition for Case number 2016-CP-46-00820 filed May 14, 2019
13. Notice of Appeal for Case number 2016-CP-46-00820 filed August 2, 2021
14. Summons and Complaint for Case number 2021-CP-10-04257 filed September 14,  
2021
15. Petition for Supplemental Proceedings for Case number 2021-CP-10-03640 filed May  
13, 2022
16. Motion to Compel with exhibits filed May 3, 2023
17. Amended Motion to Amend complaint filed July 7, 2023
18. Memo in Opposition to Motion to Amend filed August 4, 2023
19. Amended Summons and Complaint filed October 13, 2023
20. Motion to Stay Proceedings filed October 25, 2023
21. Motion to Dismiss Amended Complaint and Answer filed October 30, 2023
22. Motion for Contempt and/or Sanctions filed November 3, 2023
23. Motion to reconsider filed February 12, 2024

24. D. Memo in Opposition to Motion for Contempt or Sanctions filed March 26, 2024
25. Supplement to Motion to Stay filed March 27, 2024
26. Motion to Reconsider filed April 8, 2024
27. Notice of Appeal filed June 5, 2024

**TRANSCRIPTS**

28. Hearing held on January 8, 2024
29. Hearing held on March 28, 2024

**OTHER**

30. Affidavit of John Edward Vergeldt filed January 5, 2024
31. Affidavit of Kevin Lowry filed January 5, 2024

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

Respectfully submitted,

s/ Haley Hubbard  
Desa Ballard (S.C. Bar No.498)  
Harvey M. Watson III (S.C. Bar No. 74053)  
Haley Hubbard (S.C. Bar No. 103195)

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