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SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

The Honorable Michael G. Nettles, Circuit Court Judge

Case No. 2023-CP-07-00646
App. Case No: 2024-000869

Amber Leigh Lovelace, by and through her
Conservator Richard Cooler,Respondent,

v.

Steven Lovelace, Regions Bank,
Cetera Investment Services d/b/a Regions Investment
Services, and Christopher Lazurek,Defendants.

Of whom Regions Bank,
Cetera Investment Services d/b/a Regions Investment
Services, and Christopher Lazurek are,Appellants.

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

Pursuant to Rule 209, SCACR, Appellants Regions Bank, Cetera Investment Services d/b/a
Regions Investment Services, and Christopher Lazurek designate the following material for
inclusion in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR,
that the designation contains no matter which is irrelevant to this appeal.

Orders

1. Order Form 4 Denying Motion to Reconsider, filed May 7, 2024.
2. Order Denying Defendant’s Motion to Compel Arbitration, filed December 7, 2023.

Pleadings

3. Summons & Complaint filed April 6, 2023.

Motions, Supporting Memoranda, & Other Filings

4. Appellants' Motion to Compel Arbitration, Including Exhibits A–D, filed June 16, 2023.
 - a. Exhibit A: Cetera New Account Application signed by Respondent
 - b. Exhibit B: Cetera New Account Application with Terms and Conditions Included
 - c. Exhibit C: Regions Fiduciary Account Maintenance and Signature Form signed by Respondent
 - d. Exhibit D: Regions Deposit Agreement
5. Affidavit of Richard Cooler filed November 10, 2023.
6. Respondent's Memo in Opposition to Motion to Compel Arbitration, Including Exhibits, filed November 13, 2023.
 - a. Exhibit A: Restricted Account Agreement Signed by Steven Lovelace and Cetera Investment Services dated February 24, 2016.
 - b. Exhibit B: Order of Beaufort Country Probate Court Appointing Successor Conservator Richard A Cooler filed January 13, 2023.
7. Appellants' Memo in Support of Motion to Compel Arbitration, including exhibits, filed November 13, 2023.¹
8. Affidavits of Kenneth Cobb and Mark J. Weeks filed November 14, 2023.
9. Appellants' Motion to Reconsider, Alter, or Amend, Including Exhibits, filed December 18, 2023.²

¹ While Appellants wish for the Court of Appeals to consider these exhibits when reviewing this Memorandum in Support, in order to avoid the inclusion of duplicative documents in the record, the exhibits will only be provided once as the exhibits are the same four exhibits (A–D) included above at numeral 4.

² While Appellants wish for the Court of Appeals to consider these exhibits when reviewing this Motion to Reconsider, Alter, or Amend, in order to avoid the inclusion of duplicative documents in the record, the exhibits will only be provided once. Exhibits A-D of this Motion were previously provided at Numeral 4. Exhibits E and F were previously provided at Numeral 8.

10. Appellants' Memo in Support of Motion to Reconsider, Alter, or Amend, Including Exhibits, filed April 16, 2024.
 - a. Exhibit G: Cetera New Account Application signed by Steven Lovelace on February 24, 2016.
 - b. Exhibit H: Regions Account Document signed by Steven Lovelace on February 24, 2016.
11. Respondent's Memo in Opposition to Motion to Reconsider, Alter, or Amend, filed May 1, 2024.
12. Notice of Appeal filed on May 24, 2024.

Transcripts

13. Transcript of Hearing on Motion to Compel Arbitration, held on November 15, 2023.
14. Transcript of Hearing on Motion to Reconsider, Alter, or Amend Motion to Compel Arbitration, held on May 2, 2024.

Other

15. Appellants' Proposed Order Granting Motion to Compel Arbitration, filed November 30, 2023.

{Signature Page to Follow}

Respectfully submitted,

**NELSON MULLINS RILEY &
SCARBOROUGH LLP**

/s/ Andrew Rawl

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