



FORM 4

STATE OF SOUTH CAROLINA
COUNTY OF DORCHESTER
IN THE COURT OF COMMON PLEAS

JUDGMENT IN A CIVIL CASE
CASE NUMBER 2011CP1801013

Bank Of New York Mellon Rachel R Lindsay
2013 AUG 22 AM Rachel R Lindsay
America United States
Internal Revenue Service
Of

PLAINTIFF(S)

DEFENDANT(S)

Submitted by: _____ Attorney for: Plaintiff Defendant
 Self-Represented Litigant

DISPOSITION TYPE (CHECK ONE)

- JURY VERDICT. This action came before the court for a trial by jury. The issues have been tried and a verdict rendered.
- DECISION BY THE COURT. This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered. See Page 2 for additional information.
- ACTION DISMISSED (CHECK REASON): Rule 12(b), SCRPC; Rule 41(a), SCRPC (Vol. Nonsuit);
 Rule 43(k), SCRPC (Settled); Other: _____
- ACTION STRICKEN (CHECK REASON): Rule 40(j) SCRPC; Bankruptcy;
 Binding arbitration, subject to right to restore to confirm, vacate or modify arbitration award; Other: _____
- DISPOSITION OF APPEAL TO THE CIRCUIT COURT (CHECK APPLICABLE BOX):
 Affirmed; Reversed; Remanded; Other: _____

NOTE: ATTORNEYS ARE RESPONSIBLE FOR NOTIFYING LOWER COURT, TRIBUNAL, OR ADMINISTRATIVE AGENCY OF THE CIRCUIT COURT RULING IN THIS APPEAL.

IT IS ORDERED AND ADJUDGED: See attached order; (formal order to follow) Statement of Judgment by the Court:

ORDER INFORMATION

This order ends does not end the case.

Additional Information for the Clerk: _____

INFORMATION FOR THE JUDGMENT INDEX

Complete this section below when the judgment affects title to real or personal property or if any amount should be enrolled. If there is no judgment information, indicate "N/A" in one of the boxes below.

Judgment in Favor of (List name(s) below)	Judgment Against (List name(s) below)	Judgment Amount To be Enrolled (List amount(s) below)

If applicable, describe the property, including tax map information and address, referenced in the order:

The judgment information above has been provided by the submitting party. Disputes concerning the amounts contained in this form may be addressed by way of motion pursuant to the SC Rules of Civil Procedure. Amounts to be computed such as interest or additional taxable costs not available at the time the form and final order are submitted to the judge may be provided to the clerk. Note: Title abstractors and researchers should refer to the official court order for judgment details.

Diane S. Goodstein
Circuit Court Judge

2112
Judge Code

8/22/2013
Date

For Clerk of Court Office Use Only

This judgment was entered on **8/22/2013**, and a copy mailed first class or placed in the appropriate attorney's box on **8/22/2013**, to attorneys of record or to parties (when appearing pro se) as follows:

Benjamin Rush Smith III Meridian/17Th Floor 1320 Main Street Columbia, SC 29201

Dow Ambrose Davidson 151 Meeting Street Suite 600 Charleston, SC 294012239

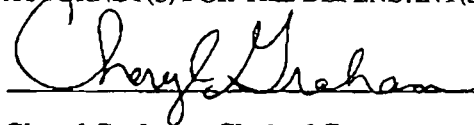
Merritt Gordon Abney 151 Meeting St., Ste. 600 Charleston, SC 29401

Matthew J. Modica 151 Meeting St., Ste. 200 Charleston, SC 29401

G. Thomas Hill 6209 Savannah Hwy. Ravenel, SC 29470

ATTORNEY(S) FOR THE PLAINTIFF(S)

ATTORNEY(S) FOR THE DEFENDANT(S)



Court Reporter

Cheryl Graham - Clerk of Court

ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

STATE OF SOUTH CAROLINA)
COUNTY OF DORCHESTER)

IN THE COURT OF COMMON PLEAS)
FOR THE FIRST JUDICIAL CIRCUIT)

The Bank of New York Mellon, as)
Successor Trustee under NovaStar)
Mortgage Funding Trust, Series 2004-1,)
Plaintiff,)

Civil Action No. 2011-CP-18-1013

vs.)

ORDER DENYING MOTION
TO ALTER OR AMEND

Rachel R. Lindsay, Jeffrey Wayner,)
Tammy Wayner, Tiffany Spann-Wilder,)
Esq., The Steinberg Law Firm, and United)
States of America acting by and through its)
agency, the Internal Revenue Service,)
Defendants;)

2013 AUG 22 AM 9:55
CLERK OF COURT
FIRST JUDICIAL CIRCUIT
DORCHESTER COUNTY

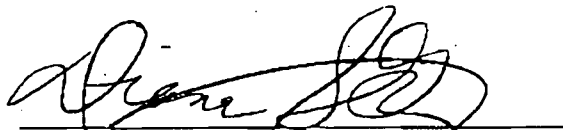
Rachel R. Lindsay,)
Third-Party Plaintiff,)

vs.)

Saxon Mortgage Services, Inc.,)
Third-Party Defendant.)

This matter is before the Court by way of the Appellant's Motion to Alter or Amend brought forth pursuant to South Carolina Civil Procedure Rule 59. This Court has had the opportunity to review the Appellant's Motion and has determined that oral argument would not assist the Court in ruling on this Motion. Because the Appellant's Motion does not raise any novel issues for the Court's consideration, the Appellant's Motion to Alter or Amend is denied.

AND IT IS SO ORDERED.



The Honorable Diane Schafer Goodstein
First Judicial Circuit

August 19, 2013