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SC Court of Appeals

IN THE COURT OF APPEALS  
STATE OF SOUTH CAROLINA

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**Robert Barnett, as Trustee of the RH 401(k) Plan,**  
Respondent,

v.

**Erica Lynn Davis,**  
**Austin J. Davis,**  
and

**Signature Gain Express Trust, DTE 06/22/2022**  
*(An Irrevocable Express Trust Organization),*  
**Harol Alezu Lozano Moran, Sole Trustee,**  
Defendants,

of which **Erica Lynn Davis and Austin J. Davis** are the **Appellants**.

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**Appeal From the Greenville County Court of Common Pleas**  
Appellate Case No. **2025-002218**

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

Appellants' Designation Under Rule 210, SCACR

Pursuant to **Rule 210(c)–(e), SCACR**, Appellants Erica Lynn Davis and Austin J. Davis hereby designate the following materials to be included in the Record on Appeal. Each item listed below **was filed in the lower court and is necessary for appellate review**, including all pleadings, motions, orders, affidavits, exhibits, and the complete hearing transcript. Page references correspond to the pagination assigned within the Record on Appeal (R. \_\_\_\_).

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# I. PLEADINGS

(Required by Rule 210(c)(1))

1. **Lis Pendens** (filed 06/18/2025) – R. 1
  2. **Exhibit A to Lis Pendens – Legal Description** – R. 2
  3. **Certificate of Exemption from Administrative Order 2011-05-02-01** – R. 3
  4. **Certificate of Exemption / Withdrawal from Arbitration / Mediation** – R. 4
  5. **Summons** (filed 06/18/2025) – R. 5
  6. **Complaint, including FDCPA Notice (pp. 1–5)** – R. 6–10
  7. **Plaintiff’s Verification of Complaint** – R. 11–12
  8. **Exhibit A – Cover Sheet to Complaint** – R. 13
  9. **Exhibit A – Copy of Promissory Note** – R. 14–16
  10. **Exhibit A (Cont.) – Plaintiff’s Allonge to Note (Copy)** – R. 17–18
  11. **Exhibit B – Cover Sheet** – R. 19
  12. **Exhibit B – Mortgage Copy of Original Instrument** – R. 20–36
  13. **Exhibit C – Cover Sheet** – R. 37
  14. **Exhibit C – Assignment of Note, Mortgage, and Other Loan Documents** – R. 38–42
  15. **Exhibit C – Demand Letter from Haynesworth Sinkler Boyd** – R. 43–44
  16. **Exhibit C – Statement Attached to Demand Letter** – R. 45
  17. **Affidavit of Service (Plaintiff to Defendants)** – R. 46–48
  18. **Verified Counterclaim** (filed 07/24/2025) – R. 49–55
  19. **Petition to Dismiss (Special Appearance)** – R. 56–63
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## II. MOTIONS AND RESPONSES

(Required by Rule 210(c)(2)–(3))

20. **Plaintiff’s Amended Service Notification (incl. Electronic Notification)** – R. 64–67
21. **Plaintiff’s Counsel Affidavit(s)** – R. 68–73
22. **Proposed Order of Reference (Motion)** – R. 74–75
23. **Electronically Signed Order of Reference (Clerk’s Order)** – R. 76
24. **Rule 60(b) Petition to Vacate Order of Reference** – R. 77–81
25. **Petition to Strike Affidavit from Record** – R. 82–85
26. **Objection to Clerk’s Entry of Order Without Judicial Authority** – R. 86–87
27. **Notice of Motion and Motion to Strike and for Default Judgment** – R. 88–89
28. **Plaintiff’s Response to Counterclaim** – R. 90–93
29. **Plaintiff’s Notice of Motion and Motion for Summary Judgment** – R. 94–95
30. **Plaintiff’s Affidavit in Support of Summary Judgment** – R. 96–98
31. **Response in Opposition to Motion to Strike** – R. 99–105
32. **Jurisdictional Memo on Standing & Subject Matter Jurisdiction** – R. 106–109
33. **Notice of Hearing (incl. Certificate of Service)** – R. 110–112
34. **Objection to Noticed Hearing** – R. 113–115
35. **Petition to Strike Noticed Hearing** – R. 116–117
36. **Affidavit of Attorney’s Fees** – R. 118–120
37. **Affidavit of Costs** – R. 121–122
38. **Plaintiff Exhibit Record / Receipt Form #4278** – R. 123
39. **Emergency Motion for Limited Rule 43 Hearing (Cover Sheet)** – R. 124

- 40. **Emergency Motion for Limited Rule 43 Hearing (Cont.)** – R. 125–128
  - 41. **Motion to Compel Production of Evidence of Funding (Cover Sheet)** – R. 129
  - 42. **Motion to Compel Production of Evidence of Funding (Cont., incl. Certificate of Service)** – R. 130–135
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### **III. EXHIBITS FILED WITH MOTIONS**

(Required by Rule 210(c)(4))

- 43. **Exhibit A – Cover Sheet (Attached to Motion to Compel)** – R. 136
  - 44. **Exhibit A – Certified Copy of Original Deed** – R. 137–139
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### **IV. ORDERS AND JUDGMENT**

(Required by Rule 210(c)(5))

- 45. **Master’s Order / Judgment of Foreclosure and Sale** – R. 140–150
  - 46. **Master’s Order – Electronic Entry Form** – R. 151
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### **V. TRANSCRIPT**

(Required by Rule 210(c)(6))

- 47. **Transcript of the September 17, 2025 Hearing, including Court Reporter Certificate (filed 12/09/2025)** – R. 152–178
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## **VI. ITEMS SPECIFICALLY EXCLUDED (Rule 210(c))**

Appellants **exclude** from the Record on Appeal all materials not filed in the lower court, not specifically incorporated by reference, or not required under SCACR 210.

## **CERTIFICATION**

Appellants certify that the foregoing Designation includes **all** matter necessary for appellate review under Rule 210, SCACR.

**s/ Austin J. Davis**

Austin J. Davis, Appellant  
Self-Represented  
131 Roundtree Drive,  
Simpsonville, SC, 29681

**s/ Erica L. Davis**

Erica L. Davis, Appellant  
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