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SC Court of Appeals

IN THE COURT OF APPEALS
STATE OF SOUTH CAROLINA

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.

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

**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. ____).

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

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
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s/ Erica L. Davis

Erica L. Davis, Appellant
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