

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Lisa Lee Smith, Special Referee

Appellate Case no. 2026-001142
Case No. 2014-CP-32-02795

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Jun 22 2026
SC Court of Appeals

Nationstar Mortgage LLC d/b/a Mr. Cooper and Federal National Mortgage Association
("Fannie Mae"), a corporation organized and existing under the laws of the United States
of America and its assignee Nationstar Mortgage LLC d/b/a Mr. Cooper,
Respondents,

v.

D. Randolph Whitt and Pearce W. Fleming,

Defendants.

Of whom D. Randolph Whitt is the

Appellant.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following be included in the Record on Appeal:

1. Order filed April 16, 2026 (Order Granting Summary Judgment Order Appealed)
2. Order filed November 27, 2017 (Jury Trial Order)
3. Order filed June 11, 2015 (Order of Reference);
4. Order filed May 6, 2016 (Judgment of Foreclosure);
5. Order filed August 3, 2016 (Order Vacating Judgment of Foreclosure);
6. Order filed November 30, 2016 (Order Allowing Additional Evidence);
7. Order filed April 10, 2017 (Order on Summary Judgment);
8. Complaint and FIP notice dated July 29, 2014;
9. Lis Pendens dated July 29, 2014;
10. Amended Answer and Counterclaims dated March 27, 2015;
11. Respondent's Reply to Counterclaims dated April 2, 2015
12. Motion Pursuant to Rule 59(e) and Rule 60 filed June 2, 2016

13. Respondent's Return to Appellant's motion, filed June 9, 2016;
14. Affidavit of D. Randolph Whitt executed June 1, 2016 with Exhibits;
15. Affidavit of D. Randolph Whitt executed November 14, 2016 with Exhibits ;
16. Affidavit of D. Randolph Whitt executed December 21, 2016 with Exhibits ;
17. Affidavit of D. Randolph Whitt executed March 11, 2025
with Exhibits ;
18. Record of Hearing with Exhibits filed May 6, 2016 (Respondent's first affidavit of debt);
19. Respondent's affidavit filed August 22, 2016 (Respondent's second affidavit of debt- the secret one)
20. Respondent's affidavit filed October 27, 2016 (Respondent's third affidavit of debt);
21. Affidavit of Attorney's fees executed November 15, 2016 (Second fee affidavit)
22. Respondent's affidavit filed December 12, 2016 (Respondent's fourth affidavit of debt);
23. Respondent's Motion for Summary Judgment filed August 29, 2016.
24. Appellant's Memorandum in Opposition to Summary Judgment filed November 16, 2016;
25. Appellant's Motion to Transfer to the Jury Roster filed September 6, 2017;
26. Respondent's Response filed September 14, 2017;
27. Appellant's Reply to Respondent's response filed September 15, 2017;
28. Respondent's Two Motions to Amend and Responses
29. Orders on Motions to Amend
30. Discovery Requests and Responses
31. Motions for Summary Judgment and responses
32. Email exchange with Special Referee regarding submission of deposition transcript without providing a copy to Appellant
33. Respondent's Summary Judgment Motion filed October 4, 2024
34. Transcript of Appellant's deposition
35. Transcript of March 14, 2025 hearing
36. Notice of Appeal and Proof of Service filed May 14, 2026

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

June 22, 2026

s/D. Randolph Whitt

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