

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM JASPER COUNTY
Court of Common Pleas

Carmen T. Mullen, Circuit Court Judge

Case No. 2011-CP-27-00011

Appellate Case No. 2013-001629

Jeffrey H. Anders and Maureen Anders, Michael K. Callahan and Amy Callahan, Melinda A. Cavicchia, Michael B. Ciulis, Stephen Kipa and Kimberly A.K. Kipa, Chad Kurtz, Spencer L. Morgan, Richard O'Reilly and Alicia F. O'Reilly, Daniel Ryan and Susan Ryan, Gennady Shmukler, Michael Schmuff and Joanne Schmuff, and Matthew Terry, Kathryn M. Tillman, Valerie A. Lowe, TACG Properties, LLC, Mackay Marsh, LLC,

Of Whom Spencer L. Morgan is the..... Appellant,

v.

The Settings of Mackay Point, LLC, The Settings Development Companies, LLC, Branch Banking & Trust Co., Wachovia Bank, N.A., Bond Safeguard Insurance Company, and Jasper County,

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DEC 27 2013
SC Court of Appeals

Of Which Wachovia Bank, N.A. is theRespondent.

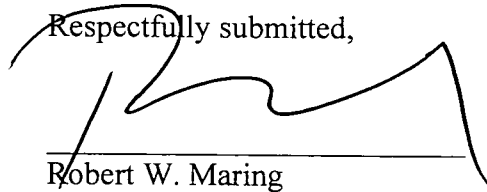
**DESIGNATION OF MATTERS
TO BE INCLUDED IN THE RECORD OF APPEAL**

Pursuant to Rule 208 South Carolina Appellate Court Rules, Appellant proposes the following to be included in the Record on Appeal:

EXHIBITS

1. Affidavit of Spencer L. Morgan dated May 22, 2013.
2. Affidavit of Gary A. Leyendecker of Rio Bravo Helicopters Corp. dated May 22, 2013.
3. Transcript of Record in the Court of Common Pleas, Fourteenth Judicial District, on May 28, 2013.
4. Form-4 Order dismissing action for failure to prosecute.
5. Form-4 Order denying motion for reconsideration.

Respectfully submitted,



Robert W. Maring
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P.O. Box 478
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Attorney for Appellant

Georgetown, SC
December 20, 2013

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and Matthew Terry, Kathryn M. Tillman, Valerie A. Lowe, TACG Properties, LLC,
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Of Which Wachovia Bank, N.A. is the Respondent.

Appellate Case No. 2013-001629

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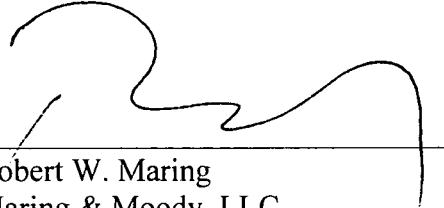
CERTIFICATE OF SERVICE

SC Court of Appeals

I, Robert W. Maring, attorney for the Appellant, Spencer L. Morgan, do hereby certify that on the 23rd day of December, 2013, I served the Designation of Matter in the above-captioned action by depositing copies of same in the United States Mail, postage prepaid, in envelopes securely sealed, and addressed to:

Sterling Laney, Esquire
Hugh Claytor, Esquire
Womble Carlyle Sandridge & Rice, LLP
550 S. Main Street, Suite 400
Greenville, SC 29601
Attorney for the Respondent,
Wachovia Bank, N.A.

the same being their usual business addresses.

A handwritten signature in black ink, appearing to read "Robert W. Maring", is written over a horizontal line. The signature is stylized with a large, sweeping initial "R" and a long, horizontal tail that curves upwards at the end.

Robert W. Maring
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