

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

The Hon. R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2013-001516  
Trial Court Case No. 2011-CP-10-07407

Capital Bank, N.A.,

Respondent,

v.

Charles A. Moore a/k/a  
Charles A.B. Moore

Appellant.

**RECEIVED**

JAN 31 2014

**SC Court of Appeals**

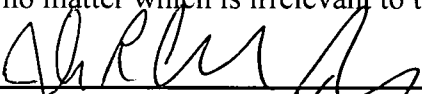
DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

Appellant designates the following to be included in the record on appeal:

1. Summons & Complaint filed October 12, 2011
2. Answer & Counterclaim filed May 29, 2012
3. Plaintiff's Motion for Summary Judgment filed September 28, 2012
4. Plaintiff's Affidavit of Randy Foster filed September 28, 2012
5. Plaintiff's Affidavit of Christopher T. Colwell filed February 12, 2013
6. Consent Scheduling Order filed November 2, 2012
7. Objection to Plaintiff's Motion for Summary Judgment filed February 12, 2013
8. Defendant's Affidavit in Support of Objection to Summary Judgment filed February 12, 2013
9. Order Granting Partial Summary Judgment filed March 4, 2013
10. Order Amending Scheduling Order filed March 13, 2013
11. Judgment Denying Motion to Alter, Amend or Reconsider filed May 29, 2013
12. Transcript of hearing on Plaintiff's Motion for Summary Judgment held on February 12, 2013
13. Defendant's Amended Rule 59(e) Motion filed March 20, 2013
14. Defendant's Brief in Support of Amended Rule 59(e) Motion filed May 28, 2013
15. Transcript of hearing on Defendant's Rule 59(e) Motion held May 28, 2013
16. Notice of Appeal filed July 8, 2013.

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

January 27, 2014



John R. Cantrell, Jr., SC Bar ID 10309

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Attorney for Appellant

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Court of App.

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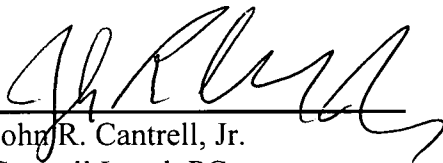
Charles A. Moore a/k/a  
Charles A.B. Moore

Appellant.

PROOF OF SERVICE

I certify that I have served the Brief of Appellant and the Designation of Matter to be Included in Record on Appeal on Capital Bank, N.A. by depositing a copy of it in the United States Mail, postage prepaid, on January 27, 2014, addressed to its attorney of record, Christopher T. Colwell, Post Office Box 22828, Charleston, South Carolina 29413-2828.

January 27, 2014

  
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January 27, 2014

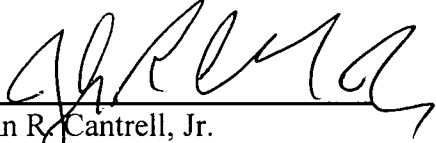
The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Capital Bank, N.A., Respondent v. Charles A. Moore, Appellant, Appeal  
Case No. 2013-001516

Dear Miss Kitchings:

Enclosed for filing in the above case are the following original documents:

- (1) Appellant's Designation of Matter to be Included in the Record on Appeal
- (2) Brief of Appellant
- (3) Proof of service of the above on the respondent.

  
\_\_\_\_\_  
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cc:  
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JAN 31 2014

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