

February 18, 2014

The Honorable Tanya A. Gee  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Jacquelyne Hollander v. The Irrevocable Trust Established by James Brown on August 1, 2000 and Russell L. Bauknight as Trustee of the Irrevocable Trust established by James Brown on August 1, 2000, Case No. 2012-CP-02-1059; Appellate Case No. 2013-001856.

Dear Ms. Gee:

Counsel for Respondent has requested inclusion of documents in their Designation of Matter to be Included in the Record on Appeal that were not presented to the Trial Court from which this appeal is taken. My associate contacted Elizabeth Carter, the Appellate Clerk assigned to this case, who advised that the Court could Order the Respondent to amend their Designation to comply with Rule 210(c). Attached is the letter written to Ms. Carter by my associate regarding that conversation.

With the unfortunate weather conditions closing the Court offices last week and the President's Day holiday we were unable to contact the Clerk's office again before today, when the Record on Appeal should be served on opposing counsel pursuant to Rule 210(a).

Accordingly, I respectfully request an Order from this Court for the Respondent to amend their Designation of Matter to be Included in the Record on Appeal, as in the attached letter, so that the Record on Appeal does not contain matters inconsistent with Rule 210(c); and an extension of time until March 17, 2014 to serve the Record on Appeal to Respondent.

Sincerely,



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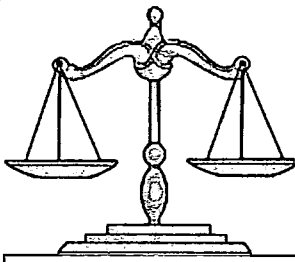
O. Cyrus Hinton  
Hinton and Associates, PA  
Two Law Place  
235 East Main Street, Suite #110  
Rock Hill, South Carolina 29730  
(803) 980-7772

cc: J. David Black  
Post Office Drawer 2426  
Columbia, South Carolina 29202-2426

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FEB 21 2014

**SC Court of Appeals**



# DONALD P. ROSEN, ESQ.

Attorney At Law  
Certified Public Accountant

Donald P. Rosen, MAcc, MBA, CPA, JD

February 5, 2014

South Carolina Court of Appeals  
Attn: Elizabeth Carter  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: Jacquelyne Hollander v. The Irrevocable Trust Established by James Brown on August 1, 2000 and Russell L. Bauknight as Trustee of the Irrevocable Trust established by James Brown on August 1, 2000, Case No. 2012-CP-02-1059; Appellate Case No. 2013-001856.

Dear Ms. Carter:

As we discussed today, please find a copy of the Respondent's Designation of Matter to be Included in the Record on Appeal filed on December 12, 2013. Pursuant to that document, Respondent has included Orders to Dismiss from August 18, 2009 (2); October 15, 2009 (3); July 7, 2010 (4); June 30, 2011 (5); February 7, 2013 (6); and an Order awarding Sanctions from August 1, 2013 (7).

Each of these requests regard orders from various Federal District Courts that were never presented to the Trial Court from which this appeal is taken. In preparing the Record on Appeal, Mr. Hinton wishes to strictly comply with Rule 210(c) which provides, in relevant part, "The Record shall not, however, include any matter which was not presented to the lower court or tribunal."

Pursuant to your direction, please accept this letter on behalf of Mr. Hinton to ask opposing counsel to delete the above items from his Designation so that the Record on Appeal will only contain items considered by the Trial Court in making its decision.

Thank you in advance for your consideration.

Sincerely,

A handwritten signature in black ink, appearing to read "Donald Rosen".

Donald Rosen

cc: J. David Black, Esq.  
O. Cyrus Hinton, Esq.