

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Special Circuit Court Judge

Case No. 2012-ES-46-02008

EILEEN CRITCHER, Appellant,

vs.

SUSAN CRITCHER RHODES,
individually and as Personal Representative
of the Estate of Roy G. Critcher,
WANDA C. AKERS and
BELINDA CRITCHER THOMAS, Respondents.

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SC Court of Appeals

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

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

1. Order for Summary Judgment of the Honorable S. Jackson Kimball, dated June 20, 2013 and filed June 24, 2013;
2. Order denying Plaintiff's Rule 59(e) Motion of the Honorable S. Jackson Kimball, dated August 16, 2013 and filed August 21, 2013;
3. Order of the Honorable S. Jackson Kimball, dated September 24, 2012;
4. Order of the Probate Court dismissing the claim of Plaintiff dated January 20, 2012 and filed January 23, 2012;
5. Amended Complaint dated August 6, 2012, with attachments;
6. Answer to Amended Complaint, dated October 17, 2012;
7. Defendant's Motion for Summary Judgment, dated March 8, 2013;
8. Defendant's Memorandum in Support of Motion for Summary Judgment, dated May 9, 2013;
9. Plaintiff's Motion to Alter or Amend Judgment, dated July 12, 2013 and filed July 15, 2013, with attachment;
10. Defendant's Return to Motion for Reconsideration, dated August 8, 2013;
11. Deposition of Plaintiff, dated March 4, 2013, p.1 thru p.102, with list of appearances and

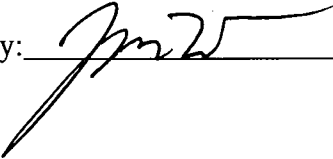
exhibits, and with all exhibits not otherwise listed in this Designation of Matter;

12. Plaintiff's Answers to Defendants' Interrogatories;
13. Plaintiff's First Set of Interrogatories, with Certificate of Service, dated May 7, 2013;
14. Plaintiff's Request for Production of Documents, with Certificate of Service, dated May 7, 2013;
15. Transcript of Hearing, May 16, 2013, p.2 thru p.23;
16. Transcript of Hearing, August 15, 2013, p.2 thru p.23;

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

Sean F. Cronin
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Post Office Box 1025
Rock Hill, SC 29731
803 328-8822

John Martin Foster
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Rock Hill, South Carolina 29731
(803) 324-8100
Attorneys for Appellant

By:  _____

January 21, 2014

Rock Hill, South Carolina

STATE OF SH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
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S. Jackson Kimball, Special Circuit Court Judge

Case No. 2012-CP-46-02008

EILEEN CRITCHER, Appellant,

vs.

SUSAN CRITCHER RHODES,
individually and as Personal Representative
of the Estate of Roy G. Critcher,
WANDA C. AKERS and
BELINDA CRITCHER THOMAS, Respondents.

PROOF OF SERVICE

I certify that I have served the Initial Brief of Appellants and Designation of Matter to be included in the Record on Appeal, dated , on the following counsel of record:

B. Michael Brackett
Moses & Brackett, PC
Attorneys for Respondent
PO Box 100261
Columbia, SC 29202-3261

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by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out below; or

by hand delivering copies of the same to the following persons, or by leaving the same at that person's office with that person's clerk or some other person in charge thereof, or by leaving it in a conspicuous place therein; of if the office was closed or the person to be served has no office, by leaving a copy at that person's dwelling place or usual place of abode with some

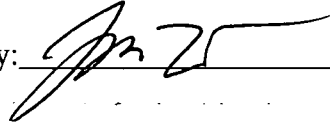
person of suitable age and discretion then residing therein, also pursuant to Rule 233(b),
S.C.A.C.R.

January 21, 2014

Sean F. Cronin
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JULIAN MARTIN FOSTER

Attorney at law

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|--------------------------------|--------------|------------------------|
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January 21, 2014

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

Re: Eileen Critcher, Appellant,
v. Susan Critcher Rhodes,
Wanda C. Akers, and
Belinda Critcher Thomas, Respondents.

Case No. 2012-CP-46-02008

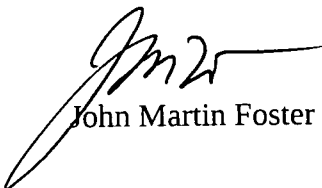
Dear Ms. Kitchings:

Enclosed herewith please find the original and one (1) copy of the Appellant's Initial Brief and Designation of Matter to Be Included in the Record on Appeal, together with Certificate of Service for the same in the above referenced case..

By copy of this letter, I am serving counsel for the Respondent with copies of the said Initial Brief and Designation of Matter, as evidenced by the Certificate of Service.

Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely yours,



John Martin Foster

jmf/
enclosures

cc: Client File

B. Michael Brackett
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Attorneys for Respondent
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