

THE STATE OF SOUTH CAROLINA
In the Court of Appeals
APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Mikell R. Scarborough, Master in Equity

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MAR 03 2014

S.C. Supreme Court

Case No. 2006-CP-10-2859
Appellate Case No. 2012-212524

Deutsche Bank National Trust Company, as
Trustee of Ameriquest Mortgage Securities, Inc.,
Asset Backed Pass Through Certificates, Series
2005-R4CGM under the Pooling and Servicing
Agreement dated as of May 1, 2005, without
Recourse.....Respondent,

v.

Vandora M. Huggins-Edwards a/k/a Vandora
H. Edwards; Sylvia Anne Lawrence a/k/a
Sylviatte Anne Lawrence; Glenn M. Huggins;
Michael Huggins; Donnell Huggins; Samuel
Huggins; Ira Huggins a/k/a Ira S. Huggins;
Derwin Huggins; Andrean Huggins Cotton
a/k/a Adrienne Huggins Cotton; Sharon H. Smack;
Dewayne Dixon; Kimberly Nelms; Timothy Nelms;
Jennifer Nelms; Michael A. Brown;
Demetrius Huggins Nelms, a minor;
Darius Simmons, a minor; Dondre Simmons, a minor;
Reginald Huggins; Joseph Huggins; Heather Huggins;
Barbara Huggins; any other Heirs-at-Law or Devisees of
Ricky Henry Huggins, Deceased, their heirs,
Personal Representatives, Administrators, Successors and
Assigns, and all other persons entitled to claim through them;
any other Heirs-at-Law or Devisees of Henry Buster Huggins, Jr.,
Deceased, their heirs, Personal Representatives, Administrators,
Successors and Assigns, and all other persons entitled to claim
through them; any other Heirs-at-Law or Devisees of
Michelle Huggins, Deceased, their heirs, Personal Representatives,
Administrators, Successors and Assigns, and all other persons entitled
to claim through them; any other Heirs-at-Law or Devisees
of Buster Huggins, Sr., Deceased, their heirs, Personal
Representatives, Administrators, Successors and

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SC Court of Appeals

Assigns, and all other persons entitled to claim through them; all unknown persons with any right, title or interest in the real estate described herein; also any persons who may be in the military service of the United States of America, being a class designated as John Doe; and any unknown minors or persons under a disability being a class designated as Richard Roe; South Carolina Department of Revenue; Safeway Finance; Ford Motor Credit Company; General Motors Acceptance Corporation; White Directory Holdings Carolina, Inc. d/b/a The Talking Phone Book; Monogram Credit Card Bank of Georgia; Michael Twitty; Deborah Twitty; the United States of America, by and through its agency, the Internal Revenue Service; and John C. Bigler..... Defendants,

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SC Court of Appeals

Of whom Vandora M. Huggins-Edwards a/k/a Vandora H. Edwards is theAppellant.

**RESPONDENT’S REPLY TO
APPELLANT’S REPLY TO RESPONDENT’S MOTION TO DISMISS THE
APPEAL**

Sean M. Foerster (SC Bar # 77466)
Rogers Townsend & Thomas, PC
220 Executive Center Drive (29210)
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Columbia, South Carolina 29202-3200
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Attorneys for Respondent Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc., Asset Backed Pass Through Certificates, Series 2005-R4CGM under the Pooling and Servicing Agreement dated as of May 1, 2005, without recourse

March 3, 2014

Respondent Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc., Asset Backed Pass Through Certificates, Series 2005-R4CGM under the Pooling and Servicing Agreement dated as of May 1, 2005, without recourse (“Deutsche Bank”) respectfully submits this Reply to the “Appellants Reply to Respondent’ [sic] Motion to Dismiss The Appeal” of Appellant Vandora M. Huggins-Edwards a/k/a Vandora H. Edwards (“Vandora Huggins”).

FACTS

Deutsche Bank filed a Motion to Dismiss the Appeal on February 5, 2014, based on the failure of Vandora Huggins to comply with the Court’s Order of December 17, 2013. On February 14, 2014, Vandora Huggins served Deutsche Bank with a “Motion to Deny Respondent Dismissal,” which Deutsche Bank construed as being a Return to the Motion to Dismiss the Appeal. On February 19, 2014, Deutsche Bank filed a Reply to Appellant’s Return to Respondent’s Motion to Dismiss.

On February 26, 2014, Vandora Huggins served Deutsche Bank with “Appellants Reply to Respondent’ [sic] Motion to Dismiss The Appeal.”

ARGUMENT

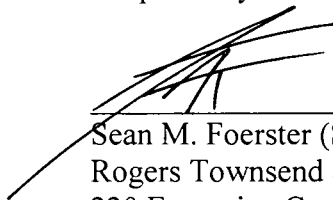
To the extent that “Appellants Reply to Respondent’ [sic] Motion to Dismiss The Appeal” is intended as a Return to the Motion to Dismiss, it is untimely. “Any party opposing a motion or petition shall have ten (10) days from the date of service thereof to file ... and serve on all parties a copy of the return ...” Rule 240(e), SCACR. Any Return to Deutsche Bank’s Motion to Dismiss was due no later than February 15, 2014. Therefore, the Court should not accept or consider this latest document from Vandora Huggins.

In the event that the Court accepts and considers this document, Deutsche Bank incorporates by reference the facts and arguments set forth in its Reply to Appellant's Return to Respondent's Motion to Dismiss the Appeal filed on February 19, 2014. This latest document fails to raise any arguments that Deutsche Bank has not already refuted.

CONCLUSION

Deutsche Bank respectfully asks the Court to dismiss this appeal. In the event that this appeal is not dismissed, Deutsche Bank respectfully requests relief from having to serve and file its Final Brief of the Respondent until the deficiencies in the Second Amended Record on Appeal are corrected.

Respectfully submitted,



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Attorneys for Respondent Deutsche Bank
National Trust Company, as Trustee of
Ameriquest Mortgage Securities, Inc., Asset
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any other Heirs-at-Law or Devisees of Henry Buster Huggins, Jr.,
Deceased, their heirs, Personal Representatives, Administrators,
Successors and Assigns, and all other persons entitled to claim
through them; any other Heirs-at-Law or Devisees of
Michelle Huggins, Deceased, their heirs, Personal Representatives,
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to claim through them; any other Heirs-at-Law or Devisees
of Buster Huggins, Sr., Deceased, their heirs, Personal
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Assigns, and all other persons entitled to claim through them; all unknown persons with any right, title or interest in the real estate described herein; also any persons who may be in the military service of the United States of America, being a class designated as John Doe; and any unknown minors or persons under a disability being a class designated as Richard Roe; South Carolina Department of Revenue; Safeway Finance; Ford Motor Credit Company; General Motors Acceptance Corporation; White Directory Holdings Carolina, Inc. d/b/a The Talking Phone Book; Monogram Credit Card Bank of Georgia; Michael Twitty; Deborah Twitty; the United States of America, by and through its agency, the Internal Revenue Service; and John C. Bigler..... Defendants,

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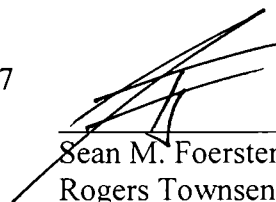
SC Court of Appeals

Of whom Vandora M. Huggins-Edwards a/k/a Vandora H. Edwards is theAppellant.

PROOF OF SERVICE

I HEREBY CERTIFY that I have served the Respondent's Reply to Appellant's Reply to Respondent's Motion to Dismiss the Appeal on March 3, 2014, by depositing a copy of each in the United States Mail, postage prepaid, addressed to the following party of record:

Vandora M. Huggins
1218 Gunn Avenue
Charleston, South Carolina 29407

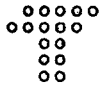


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Attorneys for Respondent Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc., Asset Backed Pass Through Certificates, Series 2005-R4CGM under the Pooling and Servicing Agreement dated as of May 1, 2005, without recourse

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ROGERS TOWNSEND
ATTORNEYS AT LAW

March 3, 2014

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VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
The South Carolina Court of Appeals Clerk of Court
1015 Sumter Street
Columbia, South Carolina 29201

S.C. Supreme Court

RE: *Deutsche Bank National Trust Company, as Trustee of Ameriquest Mortgage Securities, Inc., Asset Backed Pass Through Certificates, Series 2005-R4CGM under the Pooling and Servicing Agreement dated as of May 1, 2005, without recourse vs. Vandora M. Huggins-Edwards a/k/a Vandora H. Edwards, et al.*

Appellate Case No. 2012-212524

Civil Action# 2006-CP-10-2859

Our File # 010378-00062

Dear Ms. Kitchings:

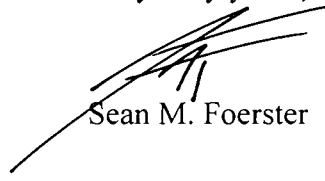
Enclosed for filing are the original and seven (7) copies of Respondent's Reply to Appellant's Reply to Respondent's Motion to Dismiss the Appeal with Proof of Service in the above matter.

By copy of this letter, I am serving one copy of Respondent's Reply to Appellant's Reply to Respondent's Motion to Dismiss the Appeal with Proof of Service on Appellant Vandora M. Huggins-Edwards.

Please have your staff return a filed copy of this document to me via the courier.

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in black ink, consisting of several overlapping, sweeping lines that form the name Sean M. Foerster.

Sean M. Foerster

SMF/tds
Enclosures

cc:
Vandora M. Huggins-Edwards
1218 Gunn Avenue
Charleston, South Carolina 29407