

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

APR 08 2014

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

SC Court of Appeals

Mikell Scarborough, Master-In-Equity

Appellate Case No. 2013-002065

Frank Cook and Judith Cook, Appellant,

v.

Bank of America, N.A., Respondent.

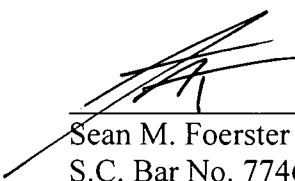
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

Respondent proposes the following be included in the Record on Appeal:

1. Summons and Complaint dated April 20, 2012
2. Lis Pendens dated April 20, 2012
3. Answer dated May 9, 2013
4. Order of Reference dated June 18, 2012
5. Amended Answer dated June 28, 2012
6. Defendants' Motion to Rescind dated August 16, 2012
7. Master's Order Denying Defendant's Motion to Rescind dated October 11, 2012
8. Defendants' Notice of Appeal dated November 1, 2012
9. Plaintiff's Reply to Answer of Defendants dated November 8, 2012
10. Plaintiff's Motion for Summary Judgment and Memorandum of Law in Support dated
November 14, 2012

11. Order from Court of Appeals dated February 21, 2013
12. Plaintiff's Motion to Strike Amended Answer dated July 1, 2013
13. Order Granting Plaintiff's Motion for Summary Judgment dated August 2, 2013

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



Sean M. Foerster
S.C. Bar No. 77466
Rogers Townsend & Thomas, PC
220 Executive Center Dr.
Columbia, SC 29210
(803) 771-7900

Michael W. Smith
S.C. Bar No. 71184
Baker, Donelson, Bearman,
Caldwell and Berkowitz, PC
P.O. Box 1549
Orlando, FL 32802
(407) 367-5437

Attorneys for Appellant

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell Scarborough, Master-In-Equity

Appellate Case No. 2013-002065

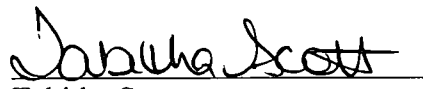
Frank Cook and Judith Cook, Appellants,

v.

Bank of America, N.A., Respondent.

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Designation of Matter to be Included in the Record on Appeal in the above-referenced case has been served upon opposing counsel by mailing a copy in an envelope properly addressed with postage pre-paid this 8th day of April, 2014


Tabitha Scott
Paralegal to Sean M. Foerster

RECEIVED

APR 08 2014

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell Scarborough, Master-In-Equity

Appellate Case No. 2013-002065

Frank Cook and Judith Cook,

Appellants,

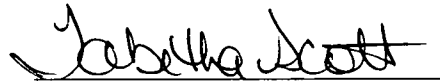
v.

Bank of America, N.A.,

Respondent.

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Initial Brief of Respondent in the above-referenced case has been served upon opposing counsel by mailing a copy in an envelope properly addressed with postage pre-paid this 8th day of April, 2014



Tabitha Scott
Paralegal to Sean M. Foerster

ROGERS TOWNSEND & THOMAS, PC
POST OFFICE BOX 100200 (29202)
220 EXECUTIVE CENTER DRIVE
COLUMBIA, SOUTH CAROLINA 29210
P 803.771.7900 F 803.343.7017
W RTT-LAW.COM

Sean M. Foerster
Sean.Foerster@RTT-LAW.COM
P 803.744-1855



RECEIVED

APR 08 2014

SC Court of Appeals

April 8, 2014

Via Hand Delivery

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

Re: *Frank Cook and Judith Cook vs. Bank of America, N.A.*
Appellant Case # 2013-002065
Our file # 8045-5223

Dear Ms. Kitchings:

Enclosed are the originals and three copies of the Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal in reference to the above matter. Also enclosed are two Proofs of Service.

By copy of this letter, I am serving these documents on all counsel of record.

Please file the original documents and return the clocked copies to me in the enclosed self-addressed, stamped envelope provided for your convenience.

Very truly yours,

A handwritten signature in black ink, appearing to be "S. M. Foerster", is written over a horizontal line.

Sean M. Foerster

/tds

Enc.

cc:

Dwayne M. Green, Esquire
Hampton Green, LLC
602 Rutledge Avenue
Charleston, South Carolina 29413