

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Edward G. Wellmaker, Circuit Court Judge

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Case No. 2010-CP-23-1621  
Appellant Case No. 2013-001441

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Chase Home Finance, LLC

v.

Thomas R. Irby, Roy C. Irby a/k/a Roy C. Irby, II and Bank of America, N.A.

Thomas R. Irby.....Appellant,

Roy C. Irby a/k/a Roy C. Irby, II.....Respondent,

Bank of America, N.A. ....Respondent.

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**RESPONDENT ROY C. IRBY A/K/A ROY C. IRBY II DESIGNATION OF  
MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

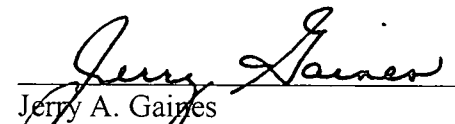
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Respondent avers that issues presented by Appellant designated for Respondent Roy C. Irby a/k/a Roy C. Irby, II can be answered as a matter of law and do not require reference to the trial record.

RECEIVED

APR 24 2014

SC Court of Appeals



Jerry A. Gaines  
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Attorney for Respondent  
Roy C. Irby a/k/a Roy C. Irby, II

Spartanburg, SC  
April 19, 2014

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Chase Home Finance, LLC

v.

Thomas R. Irby, Roy C. Irby a/k/a Roy C. Irby, II and Bank of America, N.A.

Thomas R. Irby ..... Appellant,  
Roy C. Irby a/k/a Roy C. Irby, II ..... Respondent,  
Bank of America, N.A. .... Respondent.

**PROOF OF SERVICE**

The undersigned hereby certifies that on April 19, 2014, he served the foregoing  
**Designation of Matter to be Included in Record on Appeal** on all parties listed below by placing a  
copy of it in the United States Mail, first class postage prepaid, addressed as follows:

Mr. Thomas R. Irby  
Post Office Box 827  
Pelzer, SC 29669  
Pro Se Appellant

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SC Court of Appeals

Lawrence M. Hershon  
PARKER, POE, ADAMS & BERNSTEIN, LLP  
Post Office Box 1509  
Columbia, SC 29202  
Attorney for Respondent Bank of America

  
\_\_\_\_\_  
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WENDELL G. CANTRELL  
JERRY A. GAINES  
BILLY C. TERRY (RETIRED)

L. A. ODOM  
(1896-1974)  
R. R. ODOM  
(1921-2011)

April 19, 2014

The Honorable Jenny Abbott Kitchings  
Clerk, Court of Appeals  
1015 Sumter Street  
Columbia, SC 29211

RE: Chase Home Finance, LLC v. Thomas R. Irby, Roy C. Irby a/k/a Roy C. Irby, II and Bank of America, N.A.  
Case No. 2010-CP-23-1621  
Appellate Case No. 2013-001441

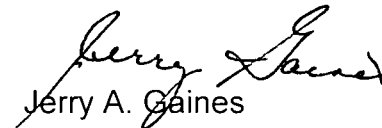
Dear Ms. Kitchings:

Enclosed herewith you will find the original and two (2) copies of Respondent Roy C. Irby a/k/a Roy C. Irby, II's Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above-referenced matter. Please return any unneeded clocked copies in the enclosed self-addressed, stamped envelope.

By copy of this letter, we are serving the same on Appellant and Respondent, Bank of America, N.A.

If you have any questions, comments or concerns, please do not hesitate to contact me.

Sincerely,

  
Jerry A. Gaines

JAG/dmj  
Enclosures  
cc: Mr. Thomas R. Irby (w/enc.) via US Mail  
Lawrence M. Hershon (w/enc.) via US Mail

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**SC Court of Appeals**