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IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Berkeley County
Court of Common Pleas

The Honorable Kristi L. Harrington

Case No. 2011-CP-08-2315

Nancy Schaffer Turner, as Personal Representative
of the Estate of Martha L. Schaffer.....Appellant,

v.

Susan Linda Schaffer Sawadske.....Respondent.

**RESPONDENT'S MOTION TO COMPEL INCLUSION OF MATTER AND
CORRECTION OF RECORD ON APPEAL & EXTENSION OF TIME**

Andrew T. Shepherd, S.C. Bar No. 76859
andrew@hartfirm.com
Katherine H. Hyland, S.C. Bar No. 76436
kate@hartfirm.com
HART HYLAND SHEPHERD, LLC
Post Office Box 130
Summerville, SC 29484
(843) 410-0711
ATTORNEYS FOR RESPONDENT

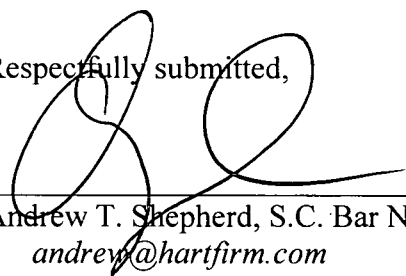
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SC Court of Appeals

Counsel for the Respondent, Susan Sawadske, moves for an Order compelling the Appellant to correct, prepare and serve the Record on Appeal such that the same includes all matters that were designated by Respondent for inclusion in the Record on Appeal. Respondent's Designation, attached hereto as Exhibit 1, identifies nineteen (19) separate matters for inclusion, of which only three matters (numbered 1, 2 and 11 in Respondent's Designation) appear within the Record on Appeal filed and served by the Appellant. Appellant has not been amended or supplemented to include the Respondent's designated matters. Counsel for Respondent has, simultaneously herewith, forwarded courtesy copies of the missing items (numbered 3—10 and 12—19 on Respondent's Designation) to the *pro se* Appellant such that Appellant may correct and serve the Record on Appeal compliant with the Appellate Court Rules. Until such time as the Record on Appeal is corrected, Respondent is unable to file or serve a Final Brief, and requests an Order of the Court directing correction by Appellant and extending Respondent's time to file her Final Brief until twenty (20) days after such corrected Record on Appeal is served by the Appellant.

Respectfully submitted,


Andrew T. Shepherd, S.C. Bar No. 76859

andrew@hartfirm.com

Katherine H. Hyland, S.C. Bar No. 76436

kate@hartfirm.com

HART HYLAND SHEPHERD, LLC
207 East 1st North Street (29483)
Post Office Box 130
Summerville, SC 29484
(843) 410-0711
ATTORNEYS FOR RESPONDENT

Summerville, South Carolina
May 20, 2014

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Berkeley County
Court of Common Pleas

The Honorable Kristi L. Harrington

Case No. 2011-CP-08-2315

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SC Court of Appeals

Nancy Schaffer Turner, as Personal Representative
of the Estate of Martha L. Schaffer.....Appellant,

v.

Susan Linda Schaffer Sawadske.....Respondent.

**RESPONDENT'S DESIGNATION OF MATTER TO
BE INCLUDED IN THE RECORD ON APPEAL**

Respondent proposes the following for inclusion in the Record on Appeal:

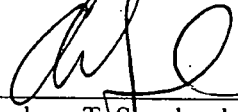
1. Last Will and Testament filed September 4, 2001
2. Application for Appointment filed November 7, 2001
3. Inventory and Appraisement filed February 5, 2002
4. Proposal for Distribution filed September 18, 2002
5. Accounting filed September 18, 2002
6. Petition for Settlement filed September 18, 2002
7. Notice of Right to Demand Hearing filed September 24, 2002
8. Proof of Service filed October 2, 2002
9. Termination of Appointment filed January 31, 2003
10. Summons and Petition filed January 7, 2011
11. Probate Court Order filed July 13, 2011
12. Notice of Appeal filed in Probate Court July 20, 2011
13. Proof of Service filed in Probate Court July 20, 2011
14. Notice of Appeal filed in Circuit Court August 24, 2011
15. Proof of Service filed in Circuit Court August 24, 2011
16. Receipt of the Honorable Mary P. Brown, dated August 24, 2011
17. Initial Brief of Nancy Turner filed September 12, 2011



18. Designation of Matter to be Included in Record on Appeal filed September 12, 2011
19. Form 4 Order of Honorable Kristi Lee Harrington filed February 1, 2013

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

Respectfully submitted,



Andrew T. Shepherd, S.C. Bar No. 76859
andrew@hartfirm.com

Katherine H. Hyland, S.C. Bar No. 76436
kate@hartfirm.com

HART HYLAND SHEPHERD, LLC
207 East 1st North Street (29483)
Post Office Box 130
Summerville, SC 29484
(843) 410-0711

ATTORNEYS FOR RESPONDENT

Summerville, South Carolina
November 14, 2013.

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Berkeley County
Court of Common Pleas

The Honorable Kristi L. Harrington

Case No. 2011-CP-08-2315

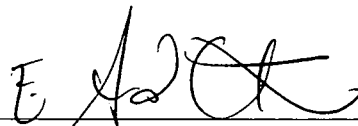
Nancy Schaffer Turner, as Personal Representative
of the Estate of Martha L. Schaffer.....Appellant,

v.

Susan Linda Schaffer Sawadske.....Respondent.

CERTIFICATE OF SERVICE

I certify that I served the Respondent's Motion to Compel Correction of Record on Appeal & Extension of Time, on the Appellant, by depositing a copy in the United States Mail, postage prepaid, on May 19, 2014, addressed to *Pro Se* Appellant, Nancy Schaffer Turner, 311 Claude Phillips Road, Bennett, NC 27208.



E. Andersen Cook
HART HYLAND SHEPHERD, LLC
Post Office Box 130
Summerville, SC 29484
(843) 410-0711
ATTORNEYS FOR RESPONDENT

Summerville, South Carolina
May 20, 2014.

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SC Court of Appeals



Thomas H. Hart, III, P.C.
Gregory L. Hyland
Andrew T. Shepherd
Katherine H. Hyland

May 20, 2014

The Honorable Jenny Abbot Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: *Nancy Schaffer Turner v. Susan Linda Schaffer Sawadske*

Dear Madam Clerk:

Please find enclosed one (1) original and six (6) copies of the Respondent's Motion to Compel Inclusion of Matter and Correction of Record on Appeal and Extension of Time. Please return the appropriate clocked document(s) to us in the provided self-addressed stamped envelope. A check in the amount of \$25.00 is also included to cover the cost of necessary fees.

If you have any questions, or if I can be of further assistance, please do not hesitate to contact me.

With kindest regards, I remain

Most sincerely,

Andersen Cook
Assistant to Andrew T. Shepherd

Enclosure(s) as stated
cc: Nancy Schaffer Turner

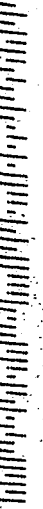
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SC Court of Appeals

HART HYLAND SHEPHERD

SUMMERVILLE, SC 29484



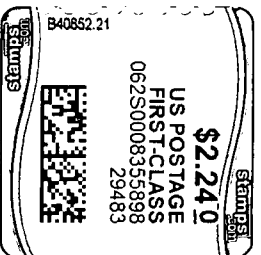
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SC Court of Appeals



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