

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

Diane Shafer Goodstein, Circuit Court Judge

Case No. 2014-001683

Wells Fargo Bank, N.A.,

Respondent,

v.

Dorothy Sistrunk,

Appellant.

**DESIGNATION OF MATTERS TO BE
INCLUDED IN THE RECORD ON APPEAL**

September 3, 2014

Dorothy Sistrunk
423 Bayne Street
Orangeburg, South Carolina 29115
(803) 268-0716

Nelson Mullins Riley & Scarborough, LLP

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SC Court of Appeals

Comes now the Appellant/Defendant, Dorothy Sistrunk, to designate matters that will be included in Record on Appeal, i.e., Wells Fargo Bank, N. A., Respondent v. Dorothy Sistrunk, Appellant - Case 2014-001683.

(1) Pursuant to *Rule 10(c), F. R. App. P.*, that clearly states in pertinent parts; “[I]f the transcript of a hearing or trial is unavailable, the appellant may prepare a statement of the evidence or proceedings from the best available means, including the appellant’s recollection.”

(2) The *United States Supreme Court* defines a **Court Record** as “[A] written account of the proceedings in a case, including all pleadings, evidence, and exhibits submitted in the course of the case.”

(3) *Rule 56(c), SCRCP* (providing summary judgment is appropriate when "the pleadings, depositions, answers to interrogatories, and admissions on file, together with the affidavits, if any, show that there is no genuine issue as to any material fact and that the moving party is entitled to a judgment as a matter of law"); *Spence v. Wingate*, 395 S.C. 148, 156, 716 S.E.2d 920, 925 (2011)

(4) “[A] fact is ‘material’ if a dispute over it might affect the outcome of a suit under the governing law; factual disputes that are ‘irrelevant or unnecessary’ do not affect the summary judgment determination.” *Holcomb v. Powell*, 433 F.3d at 895 (quoting *Anderson v. Liberty Lobby, Inc.*, 477 U.S. at 248). An issue is “genuine” if the evidence is such that a reasonable factfinder could return a verdict for the nonmoving party. *Anderson v. Liberty Lobby, Inc.*, 477 U.S. at 248; *Holcomb v. Powell*, 433 F.3d at 895.

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

I. ORDERS, MOTIONS, PETITIONS, OFFICIAL COMPLAINTS & DEPOSITION FILED IN THE COURT OF COMMON PLEAS

(1) Appellant/Defendant - Demand for Trial by Jury - that was filed on August 12, 2008.

(2) Protective Order dated November 11, 2008. {Also Marked As Exhibit 303}

(3) Appellant’s/Defendant’s - Rule 41(b) Notice of Motion and Motion to Dismiss with Prejudice - that was filed on August 15, 2011.

(4) Order Granting Plaintiff’s Motion to Compel Discovery, Issuing Stay, and Granting Motion for Continuance that is dated March 7, 2012. {Also Marked As Exhibit 255}

(5) Partial Summary Judgment Order that is dated, March 27, 2014. {Also Marked As Exhibit 329}

(6) Order Denying Motion to Alter or Amend Wells Fargo's Partial Summary Judgment Order that is dated, April 7, 2014. **{Also Marked As Exhibit 354}**

(7) Notice of Motion and Motion for a New Trial with a Jury Pursuant to Rules 38(a)-(d), 59(a)(2) & 60(b)(1), SCRPC for Extrinsic Fraud upon the Court by Officers of the Court in Conjunction with 28 U.S.C. § 455 & 42 U.S.C. § 1983 – that was filed on June 9, 2014.

(8) Order Denying Motion for a New Trial and Motion to Vacate Plaintiff's Partial Summary Judgment Order that is dated, July 11, 2014.

(9) Chief Justice Jean Hoefler Toal's **Administrative Order #2009-05-22-01**.

(10) Chief Justice Jean Hoefler Toal's **Administrative Order #2011-05-02-01**.

(11) First **Deposition of Dorothy Sistrunk**; dated; March 2, 2012.

(12) Official Complaint to the Commission on Judicial Conduct that was filed on March 19, 2012.

(13) Dorothy Sistrunk Petition for the Removal or Voluntary Recusal of Judge Diane Goodstein that was filed on March 23, 2012. **{Also Marked As Exhibit 333}**

II. COMPLAINT, ANSWER, AMENDMENTS & APPEAL NOTIFICATIONS

(1) Wells Fargo's Summons & Complaint that was filed on June 27, 2008. **{Also Marked As Exhibit 5}**

(2) Appellant's/Defendant's - **Answer to Complaint** - that was filed on July 18, 2008.

(3) Appellant's/Defendant's - First Amendment to Answer to Complaint with Counterclaims - that was filed on July 31, 2008.

(4) Appellant's - Notice of Appeal – that was filed on July 30, 2014.

(5) Appellant's - Letter to the Clerk of the Lower Court Filing the - Notice of Appeal – that was filed on July 30, 2014.

(6) Appellant's - Letter to the Clerk of the Lower Court - Notice of Statement of the Evidence; Re: Case #2008-CP-38-1024 – that was filed on July 30, 2014.

(7) Appellant's – Proof of Service – that was filed on July 30, 2014.

(8) Appellant's – Objections to Wells Fargo Demand for Transcripts – that was filed on August 22, 2014.

III. CERTIFICATE, STATEMENT OF THE EVIDENCE AND ISSUES AND/OR TRANSCRIPTS

- (1) Appellant's Certificate That No Transcript Will Be Ordered by Appellant for the Appeal in a Civil Case - Filed on August 15, 2014.**
- (2) Appellant's/Defendant's – Statement of the Evidence – that was filed in the Court of Common Pleas/Lower Court on August 15, 2014.**
- (3) Appellant's/Defendant's Statement of the Evidence that was filed in the Appellate Court on August 22, 2014. {Same as the Lower Court}**
- (4) Appellant's/Defendant's Preliminary Statement of the Issues that was filed in the Lower Court and the Appellate Court on August 22, 2014.**
- (5) Pursuant to Rule 212(a), SCACR, any transcripts ordered by the Appellate Court.**
- (6) Pursuant to Rule 212(b), SCACR, any transcripts ordered by Wells Fargo.**

IV. AFFIDAVITS

- (1) Affidavit of Wells Fargo Bank, N.A., by Elizabeth S. Hodgson that was filed on May 18, 2009.**
- (2) Affidavit in Support of Wells Fargo's Motion for Summary Judgment by Amanda Weatherly that is dated, June 4, 2013.**
- (3) Affidavit of George M. Sistrunk – Background History – the Signed Broker's Agreement, filed on August 15, 2011. {Also Marked As Exhibit 245}**
- (4) George Sistrunk's Affidavit Regarding Judge Diane Shafer Goodstein's Refusal to Let Me Give Testimony & Evidence..., filed on May 28, 2014.**
- (5) Dorothy Sistrunk's Affidavit of Facts, Material Facts & Truth to Refute Allegations by Wells Fargo's Personnel & Attorney/s that was filed on May 25, 2012.**
- (6) Dorothy Sistrunk's Rebuttal and Counter Affidavit of Facts & Truth That Refutes & Opposes the Affidavit of Amanda Weatherly Wells Fargo's Vice President for Loan Documentation for Wells Fargo Bank, N.A., in Support of Wells Fargo's Motion for Summary Judgment that was filed on July 17, 2013.**
- (7) Dorothy Sistrunk's Affidavit of Facts & Truth Regarding Attorney Debra C. Galloway & Stephanie Hammond at the Closing on December 21, 2007..., that was filed on May 28, 2014.**

(8) Dorothy Sistrunk's Affidavit of Facts & Truth Regarding Judge Diane Shafer Goodstein's Violation of South Carolina's and the United States Due Process Clauses that was filed on May 28, 2014.

V. APPELLANT'S/DEFENDANT'S VERIFIED AND NOTARIZED PLEADINGS FILED BEFORE THE STAY/TRO FROM JULY OF 2008 TO 2009

(1) Appellant/Defendant - Response to Wells Fargo's Reply to Defendant's First Amendment to Answer to Complaint with Counterclaims that was filed on October 24, 2008.

(2) Appellant/Defendant - Response to Wells Fargo's Reply to Answer to Complaint - that was filed on October 24, 2008.

(3) Appellant/Defendant - Response to Wells Fargo's Motion for Protective Order - that was filed on November 3, 2008.

(4) Appellant/Defendant - Response to Plaintiff's Affidavit that was filed on May 26, 2009.

VI. APPELLANT'S/DEFENDANT'S VERIFIED AND NOTARIZED PLEADINGS FILED DURING THE STAY/TRO FROM JUNE OF 2009 TO DECEMBER OF 2010

All Appellant's/Defendant's - Responses and/or Replies to Wells Fargo's/James H. Burns and Elizabeth Scott Moise Case Status Updates that were filed from June of 2009 to December of 2010. **No Exceptions...All.**

VII. WELLS FARGO/JAMES H. BURNS AND ELIZABETH SCOTT MOISE CASE STATUS UPDATES DURING THE STAY/TRO FROM 2009 TO 2011

All Plaintiff's / Wells Fargo's / James H. Burns' and Elizabeth Scott Moise's Case Status Updates that were filed from May of 2009 to May of 2011. **No Exceptions...All.**

VIII. APPELLANT'S/DEFENDANT'S VERIFIED AND NOTARIZED PLEADINGS FILED AFTER THE STAY/TRO IN 2011.

(1) Appellant's/Defendant's - Notice of Plaintiff's Failure to File Case Status Update for 12/15/2010 to 1/15/2011 Pursuant to the May 22, 2009 Supreme Court of South Carolina Order for Foreclosure Cases - that was filed on January 28, 2011.

(2) Appellant's/Defendant's - Notice of Plaintiff's Failure to File Case Status Update for 1/15/2011 to 2/15/2011 Pursuant to the May 22, 2009 Supreme Court of South Carolina Order for Foreclosure Cases - that was filed on February 22, 2011.

(3) Appellant's/Defendant's - Response to the Plaintiff's Case Status Update 02/28/2011 That is No Longer Pursuant to the May 22, 2009 Supreme Court of South Carolina Order for Foreclosure Cases - that was filed on March 3, 2011.

(4) Appellant's/Defendant's - Response to Plaintiff's Case Status Update Filed on 04-04-2011 That is not Pursuant to the May 22, 2009 Supreme Court of South Carolina Order for Foreclosure Cases - that was filed on April 8, 2011. **{Also Marked As Exhibit 310}**

(5) Appellant's/Defendant's - Notice of Plaintiff's Failure to Comply with the May 22, 2009 Supreme Court of South Carolina Order for Foreclosure Cases - that was filed on May 19, 2011.

(6) Appellant's/Defendant's - Response to Notice of Mortgagor's Right to Foreclosure Intervention Pursuant to S. C. Supreme Court Administrative Order No. 2011-05-02-01 – that was filed on June 21, 2011.

(7) Appellant's/Defendant's - Notice of Plaintiff's Failure to Qualify for Participation in Foreclosure Intervention Pursuant to S. C. Supreme Court Administrative Order No. 2011-05-02-01 Re: June 9, 2011 Letter - that was filed on July 11, 2011. **{Also Marked Exhibit 311}**

(8) Appellant's/Defendant's – Response to Second Notice of Mortgagor's Right to Foreclosure Intervention Pursuant to S. C. Supreme Court Administrative Order No. 2011-05-02-01 and to Demand an Investigation into “Fraud upon the Court” Before Any Foreclosure Intervention can Begin - that was filed on July 15, 2011.

(9) Appellant's/Defendant's – Defendant Dorothy Sistrunk Legal Memorandum in Support of Notice of Motion and Motion to Dismiss with Prejudice that was filed on August 15, 2011.

(10) Appellant's/Defendant's - Objection to Notice of Taking Deposition of Dorothy Sistrunk; Issued by Nelson Mullins Riley & Scarborough, LLP; Demand the Protection of This Court Pursuant to SCRCF 45(c)(1) - that was filed on September 30, 2011.

(11) Appellant/Defendant – Legal Memorandum Supporting The Defendant's Objection to Taking Deposition of Defendant Dorothy Sistrunk; Issued by Nelson Mullins Riley & Scarborough, LLP, Filed on September 30, 2011 and Supporting the Defendant Demand for the Protection of This Court Pursuant to SCRCF Rule 45(c)(1) and 26(c) October 10, 2011 – that was filed on October 10, 2011.

(12) Appellant/Defendant – The Defendant Objects to Motion of Continuance and Entry of Scheduling Order the Proposed Date of Transfer to the Jury Trial Roster is June 25, 2012 Subject to Rule 38(b) a Priority Matter October 24, 2011 - that was filed on October 24, 2011.

(13) Appellant/Defendant – The Defendant Objects to Case Management & Scheduling Order. The Proposed Date of Transfer to the Jury Trial Roster is June 25, 2012 Subject to Rule 38(b) a Priority Matter October 24, 2011 - that was filed on October 24, 2011.

(14) Appellant/Defendant – The Defendant Objects to Motion to Compel Discovery by Deposition of Defendant Dorothy Sistrunk and Third Party Witness George Sistrunk Subject to Rule 38(b) a Priority Matter - that was filed on October 24, 2011.

(15) Appellant/Defendant - Objection to Plaintiff's Memorandum in Support of Motion to Compel and Motion for Continuance and Scheduling Order Subject to Rule 38(b) a Priority Matter December 16, 2011 - that was filed on December 16, 2011.

IX. APPELLANT'S/DEFENDANT'S VERIFIED AND NOTARIZED PLEADINGS FILED AFTER THE STAY/TRO IN 2012.

(1) Appellant's/Defendant's - Response to 3rd Notice of Mortgagor's Right to Foreclosure Intervention Pursuant to S. C. Supreme Court Administrative Order No. 2011-05-02-01. Subject to Rule 38(b) a Priority Matter - January 27, 2012 - that was filed on January 27, 2012. **{Also Marked as Exhibit 312}**

(2) Appellant's/Defendant's - Objections to Subpoenas & Notice of Taking Deposition of Defendant Dorothy Sistrunk and George M. Sistrunk (A Witness That Has Been Wrongfully Included As a Defendant by Counsel for the Plaintiff) & to Demand the Protection of This Court Pursuant to Rule 26(c) & 45(c)(1) SCRCF from Further Harassment. Subject to Rule 38(b) a Priority Matter - February 24, 2012 – that was filed on February 24, 2012. **{Also Marked as Exhibit 313}**

(3) Appellant's/Defendant's - Objections to Subpoenas & Notice of Taking Deposition of Defendant Dorothy Sistrunk & to Demand the Protection of This Court Pursuant to Rule 26(c) & 45(c)(1) SCRCF from Further Harassment. Subject to Rule 38(b) a Priority Matter - March, 2012 – that was filed on March 2, 2012.

(4) Appellant's/Defendant's - Objection to Plaintiff's 2nd Motion to Compel Discovery by Deposition of Defendant Dorothy Sistrunk and for Sanctions Subject to Rule 38(b) a Priority Matter - March 15, 2012 – that was filed on March 15, 2012.

(5) Appellant's/Defendant's - Objection to Order Granting Motion to Compel Discovery, Issuing Stay and Granting Motion for Continuance Subject to Rule 38(b) a Priority Matter - March 23, 2012 – that was filed on March 23, 2012.

(6) Appellant's/Defendant's - Objections to Notice of Taking Deposition of Defendant Dorothy Sistrunk - April 27, 2012 - that was filed on April 27, 2012. **{Also Marked As Exhibit 315}**

(7) Appellant's/Defendant's - The Defendant's Fourth Filed Objection to Notice of Taking Deposition of Defendant Dorothy Sistrunk May 7, 2012 - that was filed on May 7, 2012.

(8) Appellant's/Defendant's - Defendant Dorothy Sistrunk's Filed Objections to the Plaintiff's Motion for Sanctions and Demand for an Oral Only Deposition Subject to Rule 38(b) a Priority Matter - May 25, 2012 - that was filed on May 25, 2012.

X. APPELLANT'S/DEFENDANT'S VERIFIED AND NOTARIZED PLEADINGS FILED AFTER THE STAY/TRO IN 2013.

(1) Appellant/Defendant - Dorothy Sistrunk's Demand for Jury Trial and Legal Memorandum Supporting Opposition to Plaintiff Wells Fargo Bank, N.A.'s Motion for Summary Judgment - Judicial Notice Requested Pursuant to Rule 201, SCRE - July 17, 2013 - that was filed on July 17, 2013. **{Also Marked As Exhibit 316}**

(2) Appellant/Defendant - Defendant Dorothy Sistrunk's Opposition to Plaintiff's Wells Fargo Bank, N.A.'s Motion for Summary Judgment and Demand for Jury Trial - Judicial Notice Requested Pursuant to Rule 201, SCRE - July 17, 2013 - that was filed on July 17, 2013. **{Also Marked As Exhibit 317}**

(3) Appellant/Defendant - Defendant Dorothy Sistrunk's Statement of Damages - that was filed on July 26, 2013.

(4) Appellant/Defendant - Recommendation for Closure Page 38 of 38 - Re: Statement of Damages that was filed on July 26, 2013.

(5) Appellant/Defendant - Defendant Dorothy Sistrunk Objects to Plaintiff's Wells Fargo Bank, N.A.'s Motion and Order for Continuance and Demands Trial Roster Placement on October 7, 2013 - Judicial Notice Requested Pursuant to Rule 201, SCRE - that was filed on September 30, 2013.

(6) Appellant/Defendant - Defendant Dorothy Sistrunk Objects to Plaintiff's Wells Fargo Bank, N.A.'s Second Motion and Order for Continuance and Demands Trial Roster Placement on November 18, 2013 - Judicial Notice Requested Pursuant to Rule 201, SCRE - that was filed on November 8, 2013.

(7) Appellant/Defendant - Defendant Dorothy Sistrunk Consents to Scheduling Order with Conditions Pursuant to Rule 16, SCRCP - that was filed on November 22, 2013.

(8) Appellant/Defendant – Defendant Dorothy Sistrunk’s Response to Notice of Case Scheduling; Re: Roster ID: 71 and Notice of Consent to Scheduling Order with Conditions Pursuant to Rule 16, SCRPC – that was filed on November 25, 2013.

XI. APPELLANT’S/DEFENDANT’S VERIFIED AND NOTARIZED PLEADINGS FILED AFTER THE STAY/TRO IN 2014.

(1) Appellant/Defendant – Defendant Dorothy Sistrunk’s Response to Consent to Scheduling Order – that was filed on January 24, 2014.

(2) Appellant/Defendant – Defendant Dorothy Sistrunk’s Notice of Motion & Motion to Alter or Amend the Partial Summary Judgment & Rescind the Order of Reference Pursuant to Rule 59(e), SCRPC – that was filed on March 25, 2014.

(3) Appellant/Defendant – Defendant Dorothy Sistrunk’s Legal Memorandum Supporting Notice of Motion and Motion to Alter or Amend the Partial Summary Judgment Order & Rescind the Order of Reference – that was filed on March 25, 2014.

(4) Appellant/Defendant – The Defendant Objects to the Plaintiff’s Motion and Order of Continuance. A Rule 41(b), SCRPC Dismissal was Filed on 8/15/2011 That has Never Been Properly Opposed by the Plaintiff and Qualifies for Judgment Pursuant to Rule 56(c), SCRPC – that was filed on March 28, 2014.

(5) Appellant/Defendant – Defendant Dorothy Sistrunk’s Notice of Motion to Alter or Amend or Reconsider the Plaintiff’s Partial Summary Judgment Order – that was filed on March 31, 2014.

(6) Appellant/Defendant – Defendant Dorothy Sistrunk Objects to Order Granting Partial Summary Judgment, Prejudicial Treatment & to the Violation of Rule 30(b)(2), SCRPC & Enters a Formal Protest into the Record – that was filed on March 31, 2014.

(7) Appellant/Defendant – Defendant Dorothy Sistrunk Objects to the Plaintiff’s Motion for Order of Reference. There is no Valid Mortgage on 423 Bayne Street Due to False Certification - that was filed on March 31, 2014.

(8) Appellant/Defendant – Defendant Dorothy Sistrunk Objects to Order Granting Partial Summary Judgment, Due to the Plaintiff’s Misstatement of Facts, Mischaracterization of Facts and in Some Instances Outright Lies. This is a Verified Pleading – that was filed on April 7, 2014.

(9) Appellant/Defendant – Defendant Dorothy Sistrunk’s Notice of Motion & Motion to Vacate Plaintiff’s Partial Summary Judgment Order Pursuant to Rule 60(b), SCRPC for Extrinsic Fraud upon the Court by Officers of the Court in Conjunction with 28 U.S.C. § 455 & 42 U.S.C. § 1983 – that was filed on May 28, 2014.

(10) Appellant/Defendant – Legal Memorandum of Law and Authorities to Support My Notice of Motion and Motion to Vacate the Plaintiff’s Partial Summary Judgment Order Pursuant to Rule 60(b), SCRPC for Extrinsic Fraud upon the Court by Officers of the Court in Conjunction with 28 U.S.C. § 455 & 42 U.S.C. § 1983 – that was filed on May 28, 2014.

(11) Appellant/Defendant – Statement of Uncontested Facts and Material Facts in Support of Motion and Legal Memorandum of Law and Authorities to Vacate the Plaintiff’s Partial Summary Judgment Order Pursuant to Rule 60(b), SCRPC for Extrinsic Fraud upon the Court by Officers of the Court in Conjunction with 28 U.S.C. § 455 & 42 U.S.C. § 1983. This is a Verified Pleading and My Official Complaint – that was filed on May 28, 2014.

(12) Appellant/Defendant – Legal Memorandum of Law and Authorities to Support My Notice of Motion and Motion for a New Trial with a Jury Pursuant to Rule 38(a)-(d), 39, 59(a)(2) & 60(b)(1), SCRPC for Extrinsic Fraud upon the Court by Officers of the Court in Conjunction with 28 U.S.C. § 455 & 42 U.S.C. § 1983 – that was filed on June 9, 2014.

(13) Appellant/Defendant – Defendant Dorothy Sistrunk Objects to Notice of Motion and Motion for Continuance and Any Proposed Order Granting a Continuance Due to Extrinsic Fraud upon the Court by Officers of the Court, Wells Fargo’s Mortgagee is Defective and Filed Motions to Vacate the Plaintiff’s Partial Summary Judgment Order, Rescind the Order of Reference and a New Trial with a Jury Pursuant to Rule 38(a)-(d), 39, 59(a)(2) & 60(b)(1), SCRPC – that was filed on June 9, 2014.

(14) Appellant/Defendant – Defendant Dorothy Sistrunk Reasons for Consenting to Order Granting a Continuance, the Fladell Settlement & Violations of the 7th Amendment to the United States Constitution – that was filed on July 14, 2014.

(15) Appellant/Defendant – Defendant Dorothy Sistrunk’s Reasons for Opting Out of the Fladell Settlement and Filed with the United States District Court for the Southern District of Florida; Re: Case No. 0:13-cv-60721-(FAM) – that was filed on July 28, 2014.

(16) Appellant/Defendant – Defendant Dorothy Sistrunk Reasons for Consenting to Order Granting a Continuance, the Fladell Settlement & Violations of the 7th Amendment to the United States Constitution – that was filed on July 14, 2014.

XII. APPELLANT'S/DEFENDANT'S EXHIBITS

Note #1: SCDCA means South Carolina Department of Consumer Affairs

Note #2: OCC means Office of the Comptroller of the Currency

(1) Appellant's/Defendant's Exhibits 1- 21, 26, 29-34 & 40-45.

A. Thomas Jacobs' Letters to SCDCA & Exhibit.

Appellant's/Defendant's Exhibits 35 – 36 & 47A.

B. David Terrell's Letters to SCDCA.

Appellant's/Defendant's Exhibits 37 & 49.

C. Janet Frotscher's Letters to SCDCA, OCC & to Appellant/Defendant.

Appellant's/Defendant's Exhibits 38, 38A, 40, 41, 47,

(2) Appellant's/Defendant's Exhibits 48, 51-66, 68 & 69.

Debra C. Galloway's Letters to the Appellant/Defendant and to the Commission on Lawyer Conduct.

Appellant's/Defendant's Exhibit 70

(3) Appellant's/Defendant's Exhibits 72, 85, 110 & 113—the Property – 423 Bayne Street as described and as it was on October 8 & 9, 2007 that is in the Court's Records on pages 27-31 in the Defendant's *First Amendment to Answer to Complaint with Counterclaims* that was filed on 7/31/08. Compare with Wells Fargo's Exhibits WF00001-26 to verify misrepresentation of facts and material facts. Seeing 423 Bayne Street is visual proof.

(4) Appellant's/Defendant's Exhibits 115, 117, 140, 141, 165, 166 & 168-170.

(5) Appellant's/Defendant's Exhibits 173, 179-180 & 192.

Ben Windust's Letters.

Appellant's/Defendant's Exhibit 193 & 198

(6) Appellant's/Defendant's Exhibits 196, 199-200, 202-205, 210-211, 218 & 226.

(7) Appellant's/Defendant's Exhibits 228-231, 236, 255, 267, 279-282, 303 & 324-326.

(8) Appellant's/Defendant's Exhibits 329-350, 354 & 362.

XIII. WELLS FARGO'S/PLAINTIFF'S EXHIBITS

Wells Fargo's Exhibits WF00001-WF00137

XI. OTHER RECORDS, DOCUMENTS, EXHIBITS AND/OR WRITINGS FILED IN COURT OR ANY LETTER/S SENT AND/OR MAILED THAT ARE RELEVANT TO THIS ACTION AND APPEAL FROM JUNE OF 2008 TO PRESENT

- (1) Any subpoenas or request for subpoenas if allowed by the Appellate Court.
- (2) Any notes written by a Judge in the Court's files relative to Case 2008-CP-38-1024.
- (3) Any other matter contained within the Court's files relative Case 2008-CP-38-1024.
- (4) Amendments or Notice of Typo Errors for the following documents.....
 - (a) Amendment for Typographical Errors in Defendant's Objection to Compel Discovery that was filed October 25, 2011.
 - (b) Prepared Statement and Testimony for Dorothy Sistrunk at the Hearing Concerning Wells Fargo's Motion to Compel; Motion for Continuance and Entry of Scheduling Order - December 6, 2011 - that was filed on December 8, 2011.
 - (c) Notice of Typo Errors in Dorothy Sistrunk's Rebuttal and Counter Affidavit of Facts & Truth That Refutes & Opposes the Affidavit of Amanda Weatherly Wells Fargo's Vice President for Loan Documentation for Wells Fargo Bank, N.A., in Support of Wells Fargo's Motion for Summary Judgment - that was filed on July 22, 2013.
 - (d) Notice of Typo Errors in Defendant Dorothy Sistrunk's Opposition to Plaintiff's Wells Fargo Bank, N.A.'s Motion for Summary Judgment and Demand for Jury Trial Judicial Notice Requested Pursuant to Rule 201, SCRE - that was filed on July 22, 2013.
 - (e) Notice of Typo Errors in Defendant Dorothy Sistrunk's Statement of Damages that was filed on July 29, 2013.
- (5) Defendant/Appellant Certificates of Service from 2008-2014, if allowed.
- (6) Notice of Motion Roster Publications issued by the Court from 2008-2014...and... Roster/Notice of Case Roster Publications issued by the Court from 2008-2014, if allowed by the Appellate Court.

COMMENT, EXPLANATION & CONCLUSION

(A) As I have previously stated, other than the Rules of Civil and Appellate Procedure, I am proceeding in this matter without any guidance or instructions whatsoever. The **Designation of Matters** format that is seen in this presentation to the Appellate Court is based on information placed online by litigants in other states; most notably, Texas, Missouri and Florida. Therefore, in the interest of Justice, I ask the Appellate Court's indulgence and understanding of my best effort defense and factual presentations. I cannot find an Appellate Handbook for Pro Se Litigants that is published by South Carolina's Judicial System.

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

September 3, 2014

Is Dorothy Sistrunk
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CC:

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SEP 05 2014

SC Court of Appeals

NOTARY CERTIFICATION

IN WITNESS WHEREOF, The undersigned, being duly *SWORN*, and under the *PENALTY OF PERJURY* declares the afore stated facts are true and correct as of her own knowledge. When it comes to matters stated therein that are based upon information and/or belief; as to those matters, she believes them to be true. Accordingly, based on the stated facts, has signed and sealed these attestations this 3rd day of Sept in the year 2014 in City

and County of Orangeburg, in the State of South Carolina.

Affiant Signature: Dorothy Sistrunk

Notary's Signature as Witness (1): Lillian D. Buck

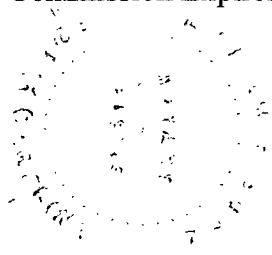
Signed, sealed and delivered in the presence of:

**STATE OF SOUTH CAROLINA
COUNTY OF ORANGEBURG**

On Sept 3rd 2014 before me appeared Dorothy Sistrunk and proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on this Verified Pleading (Designation of Matters to be Included in the Record on Appeal) presents this document to the Appellate Court. WITNESS my hand and official seal.

Notary's Signature Lillian D. Buck

Commission Expires _____
My Commission Expires
July 24, 2022



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(Seal)