

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LAURENS COUNTY
Court of Common Pleas

The Hon. Charles B. Simmons, Special Referee

Appellate Case No. 2014-001248
Case No. 2011-CP-30-00583

RECEIVED

SEP 10 2014

SC Court of Appeals

Certus Bank, N. A.,Appellant,

v.

Kenneth E. Bennett, Twin Rivers Resort, LLC and
Bennett of Greenwood, LLC, Defendants,

Of which Twin Rivers Resort, LLC is theRespondent.

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

A. Orders

Order Granting Partial Summary Judgment

Order Denying Motion to Alter or Amend

B. Pleadings

Complaint

Twin Rivers Resort, LLC Answer

Twin Rivers Resort, LLC Motion for Summary Judgment

Twin Rivers Resort, LLC Memorandum in Support of Motion for Summary Judgment, w/o
exhibits

Appellant's Memorandum in Opposition w/o exhibits

Appellant's Motion to Alter or Amend Judgment

C. Transcript pages

Kenneth E. Bennett deposition transcript pages 8, 9, 23, 24, and 30.

Richard C. Bennett deposition transcript pages 7, 11, 14, 19, 20, 29, 30, 31, 32, 34, 35, 38, 43, 56, 57, 58, and 60.

D. Miscellaneous Documents, all of which were attached to or submitted in regard to Twin Rivers Resort, LLC, motion for summary judgment.

Affidavit of James S. Belk, Esq., w/o attachments

Deed from JKR to BOG

Purchase agreement dated July 20, 2007

Closing instructions from CSBT to James Belk, Esq. for November 1, 2007, loan closing

Agreement to purchase insurance, November 1, 2007

Proof of hazard insurance, November 1, 2007

Mortgage dated November 1, 2007

Business purpose statement dated November 1, 2007

Letter dated November 29, 2007

Affidavit attached to deed from JKR to BOG

Letter dated March 31, 2008

Letter dated May 6, 2008

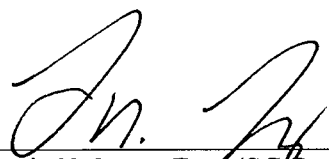
Evidence of property insurance dated August 11, 2008

Loan modification dated April 2009

Taylor Insurance Agency documents dated November 6, 2009

K.E. Bennett, personal financial statement, January 1, 2010

Letter dated March 12, 2010
Affidavit of David Swank w/o attachment unless noted herein
Letter dated March 15, 2010
Loan commitment dated March 30, 2010
Loan commitment letter, March 30, 2010
Check #8813 dated March 30, 2010
Handwritten note Proof of Insurance, April 14, 2010
Loan extension dated April 23, 2010
Past due notice dated June 2010
Letter dated June 17, 2010
Loan extension #2 dated August 20, 2010
Deed from BOG to Twin Rivers
Affidavit attached to deed from BOG to Twin Rivers
Loan modification dated September 29, 2010
Check #1030 dated September 29, 2010



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