

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Mikell R. Scarborough, Master-In-Equity

Case No. 2013-CP-10-5324

Tidelands Bank Respondent,

v.

J.R. Gregory Ventures, LLC,
and Marilyn T. Schmitt Appellants.

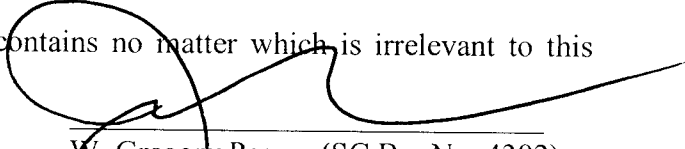
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

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

1. Order Confirming Deficiency Judgment Against Appellants, filed September 10, 2014;
2. Order Denying Appellants Motion to Reconsider and Alter and Amend the Judgment, filed July 15, 2014;
3. Order of Judgment, filed June 9, 2014;
4. Consent Scheduling Order, filed February 14, 2014;
5. Order of Reference, filed December 2, 2013;
6. Appellants Motion to Reconsider and Alter and Amend Judgment, filed June 17, 2014;
7. Supplemental Affidavit of Anthony R. Young, filed April 25, 2014;
8. Appellants Memorandum in Opposition to Summary Judgment, dated April 25, 2014;
9. Affidavit of Appellant Marilyn T. Schmitt, dated April 25, 2014;
10. Respondent's Memorandum in Support of Motion for Summary Judgment, filed April 25, 2014;
11. Respondent's Notice of Motion and Motion for Summary Judgment, filed April 17, 2014;

12. Answer of Appellants, filed November 15, 2013;
13. Lis Pendens, Summon, and Complaint of Respondent, filed September 11, 2013;
14. Transcript Record of April 28, 2014, Summary Judgment Hearing;
15. Transcript Record of April 2, 2014, Deposition of Appellants;
16. Respondent's Second Amended 30(b)(6) Deposition Notice of Appellant J.R. Gregory Ventures, LLC, served March 19, 2014;
17. Respondent's Second Amended Deposition Notice of Appellant Marilyn T. Schmitt, served March 19, 2014;
18. Respondent's Amended 30(b)(6) Deposition Notice of Appellant J.R. Gregory Ventures, LLC, served February 25, 2014;
19. Respondent's Amended Deposition Notice of Appellant Marilyn T. Schmitt, served February 25, 2014;
20. Respondent's 30(b)(6) Deposition Notice of Appellant J.R. Gregory Ventures, LLC, served February 14, 2014;
21. Respondent's Deposition Notice of Appellant Marilyn T. Schmitt, served February 14, 2014;
22. Appellants' Responses to Respondent's Requests for Admissions, served January 27, 2014;
23. Respondent's First Set of Interrogatories to Appellants, served December 30, 2013;
24. Respondent's First Set of Request for Admissions to Appellants, served December 30, 2013;
25. Commercial Loan Note, dated March 22, 2006;
26. Commercial Loan Note Renewal, dated July 10, 2007;
27. Commercial Loan Note Renewal, dated August 1, 2008;
28. Commercial Loan Note Renewal, dated September 24, 2010;
29. Real Estate Mortgage, dated March 22, 2006;
30. Guaranty of Appellant Marilyn T. Schmitt, dated March 22, 2006.

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


W. Gregory Pearce (SC Bar No. 4392)
Joseph T. Belton (SC Bar No. 71993)
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November 25, 2014

Attorneys for Respondent Tidelands Bank

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J.R. Gregory Ventures, LLC,
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PROOF OF SERVICE

This is to certify that I have this day served counsel for the Appellants in the foregoing matter with a copy of the foregoing *INITIAL BRIEF OF RESPONDENT and DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL* by depositing same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Peter G. McGrath, Esquire
McGrath Law Firm, PA
802 Johnnie Dodds Boulevard
Mt. Pleasant, SC 29464
Telephone: (843) 606-2755
Email: pmcgrath@mcgrathlawfirm

Attorney for Appellants
J.R. Gregory Ventures, LLC and
Marilyn T. Schmitt

November 25, 2014



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Attorneys for Respondent
Tidelands Bank

Moore & Van Allen

VIA OVERNIGHT MAIL

November 25, 2014

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
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Re: Respondent: *Tidelands Bank*
Appellants: *J.R. Gregory Ventures, LLC and Marilyn T. Schmitt*
Appellate Case No.: *2014-001733*
MVA File No. *034956-136*

Dear Ms. Kitchings:

Enclosed for filing, please find an original and one (1) copy of each of the following:

- (1) Initial Brief of Respondent;
- (2) Respondent's Designation of Matter to be Included in the Record on Appeal; and
- (3) Proof of Service.

Please file the originals and return the date-stamped copy of each to me in the enclosed self-addressed, stamped envelope.

Sincerely,

MOORE & VAN ALLEN PLLC

Joseph T. Belton

JTB/jmc

Enclosures – as stated

cc (w/ encl.): Peter G. McGrath, Esq.
Tidelands Bank

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