

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2001-CP-40-4203R
Appellate Case No. 2014-001826

EDWIN M. SMITH, JR. APPELLANT,

vs.

DAVID FEDOR, RESPONDENT.

**DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD OF APPEAL**

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

1. Confidential Settlement Agreement dated September 17, 2002;
2. Confession of Judgment dated September 26, 2002;
3. Defendant's 60(b) Motion;
4. Affidavit of James R. Gilreath;
5. Plaintiff's Memorandum in Opposition to Defendant's Motion to Vacate Judgment;
6. Affidavit of David A. Fedor;
7. Transcript of Hearing August 26, 2013;
8. Plaintiff's Memorandum in Support of Entering Settlement Agreement into Evidence dated September 25, 2013;
9. Order of Lower Court filed October 31, 2013;
10. Plaintiff's first Motion for Reconsideration dated November 8, 2013;
11. Form 4 Order of July 22, 2014;

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12. Plaintiff's second Motion for Reconsideration filed August 4, 2014 with cover letter of Edward L. Grimsley dated November 8, 2013 from Exhibit A, Exhibit D (form 4 Order of November 4, 2013) and Certificate of Service included. [Omitted are the remainder of Exhibit A (Plaintiff's first Motion for Reconsideration), Exhibit B (Order of October 31, 2013), and Exhibit C (October 31, 2013 e-mails to Lower Court)];
13. Notice of Appeal August 21, 2014
14. Proof of Service of Notice of Appeal to Leo A. Dryer, Jr. (attorney for Respondent) August 21, 2014.

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

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ATTORNEYS FOR APPELLANT

November 19, 2014
Greenville, South Carolina.

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EDWIN M. SMITH, JR.APPELLANT,


vs.

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CERTIFICATE OF SERVICE

This is to certify that I have this day served counsel for the Appellant in the foregoing matter with a copy of the foregoing **DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD OF APPEAL** by Federal Express overnight delivery, addressed as follows:

Leo A. Dryer, Jr., Esquire
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