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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE HORRY COUNTY
Court of Common Pleas

The Honorable Steven H. John, Circuit Court Judge

Case No. 2013-CP-26-2861
Appellate Case No. 2014-002047

Phyllis Hufton,..... Respondent,

v.

Flagstar Bank, FSB and John Doe..... Defendants,

Of whom Flagstar Bank, FSB, is the Appellant.

RESPONDENT'S DESIGNATIONS

Pursuant to Rule 209, SCACR, Appellant Flagstar Bank proposes the following be included in the Record on Appeal. Unless otherwise stated, all items designated include exhibits and exclude proof of service, cover sheets, motion forms, and notices. Appellant reserves the right to include additional designations in connection with its initial reply brief or otherwise.

ORDERS

1. Special Referee's Order Judgment of Foreclosure and Sale filed August 27, 2012;
2. Form 4 Order denying Motion to Dismiss filed 8/15/2013;
3. Form 4 Order denying Flagstar's Motion for Summary Judgment and Granting

- Hufton's Motion to Amend filed June 04, 2014;
4. Order granting Partial Summary Judgment filed July 14, 2014;
 5. Order denying Flagstar's Motion to Alter or Amend Partial Summary Judgment Order filed September 19, 2014;

PLEADINGS

Civil Action No. 2012-CP-26-1379

(Foreclosure Action)

6. Flagstar's Lis Pendens, Summons and Complaint filed February 20, 2012;
7. Acknowledgement of Service signed by David Traywick as Attorney for Defendant Phyllis C. Hufton dated February 24, 2012;
8. Affidavit of Personal Service on Phyllis C. Hufton by Nelson Tharpe in Virginia dated February 24, 2012 and filed April 1, 2012;
9. Answer of Phyllis C. Hufton dated March 7, 2012;
10. Notice of Hearing filed August 27, 2012;

PLEADINGS:

Civil Action No. 2013-CP-26-2861

(Declaratory Judgement Action)

11. Hufton Complaint filed April 29, 2013;
12. Flagstar's Motion to Dismiss or Stay filed June 24, 2013;
13. Flagstar's Motion for Summary Judgement and Memo in Support filed April 7, 2014;
14. Hufton's Motion to Amend dated April 14, 2014;
15. Hufton's Motion for Partial Summary Judgement filed May 12, 2014;
16. Amended Complaint filed June 13, 2014;
17. Flagstar's Answer to Amended Complaint and Counterclaims filed June 18, 2014;
18. Flagstar's Motion to Alter or Amend filed August 4, 2014;

TRANSCRIPT OF HEARING

June 24, 2014

19. Pg. 4, lines 5-10;
20. Pg. 5, lines 1-4, 24-25;
21. Pg. 6., line 1, 9-25;
22. Pg. 7, lines 1-20;
23. Pg. 10, lines 3-25;
24. Pg. 11, lines 1-25;
25. Pg. 12, lines 1-10;
26. Pg. 14, lines 1-19;
27. Pg. 15, lines 2-13;

EXHIBITS

28. Middleburg Title, LLC's title search dated 1/27/12;
29. Letter from David Traywick to Kevin Hardy dated 2/1/12 regarding deed in lieu of foreclosure;
30. Order of Cancellation of Mortgage by Sale Under Mortgage Foreclosure dated 12/3/12;
31. Email correspondence with Kevin Hardy and David Traywick dated 2/23/12 -2/24/12 regarding Acceptance of Service of the Summons and Complaint, Request for Foreclosure Intervention, and the Lis Pendens.
32. Email correspondence with Brad Jones, David Traywick, and Ben Traywick dated 5/3/13 regarding declaratory judgment action to quiet title.

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

{SIGNATURE BLOCK ON NEXT PAGE}

Respectfully submitted,

TRAYWICK & TRAYWICK, LLC

By:  _____

David P. Traywick

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Attorney for Phyllis Hufton

January 28, 2015

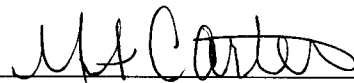
CERTIFICATE OF SERVICE

The undersigned certifies that she has served the foregoing by placing a copy into the United States Mail, postage paid, to the following:

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By:  _____
Meredith Ann Carter

Date: January 28, 2015