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IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Berkeley County
Court of Common Pleas

The Honorable Kristi L. Harrington

Case No. 2011-CP-08-2315

Nancy Schaffer Turner, as Personal Representative
of the Estate of Martha L. Schaffer.....Appellant,

v.

Susan Linda Schaffer Sawadske.....Respondent.

**MOTION TO SUPPLEMENT RECORD ON APPEAL WITH AN APPENDIX TO
INCLUDE CORRECT MATTER DESIGNATED BY RESPONDENT**

Andrew T. Shepherd, S.C. Bar No. 76859
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Katherine H. Hyland, S.C. Bar No. 76436
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HART HYLAND SHEPHERD, LLC
Post Office Box 130
Summerville, SC 29484
(843) 410-0711
ATTORNEYS FOR RESPONDENT

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APR 21 2015

SC Court of Appeals

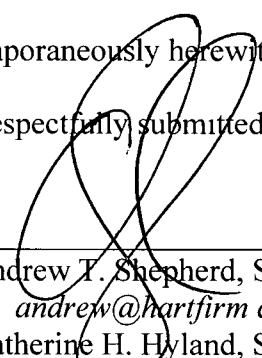
Counsel for the Respondent moves for an Order allowing Respondent to Supplement Record. Respondent designated two matters for inclusion in the Record on Appeal which were not included in the Record on Appeal or the Supplemental Records filed by the Appellant. In the interest of judicial economy, Counsel for the Respondent has prepared, served and filed an Appendix to the Record on Appeal to include correct copies of the two missing matters, which are: (1) the Notice of Appeal filed in the Circuit Court on August 24, 2011, and (2) the Proof of Service filed in the Circuit Court on August 24, 2011.

It appears Appellant inadvertently included duplicate copies of a Notice of Appeal and Proof of Service dated July 18, 2011 that were originally filed in the Probate Court on July 20, 2011, and were subsequently clocked into the Circuit Court's file on August 24, 2011 as a part of the Probate Court's Return. The Notice of Appeal and Proof of Service identified in Respondent's Designation as "filed in the Circuit Court on August 24, 2011" are *not* the Notice and Proof that appeared in the Circuit Court's file as part of the Probate Court's Return, but are separate and distinct documents dated August 11, 2011 and filed *solely* in the Circuit Court on August 24, 2011. Respondent's Initial Brief separately identifies, cites and distinguishes these two documents from the Notice of Appeal and Proof of Service that appeared in the Circuit Court's file as part of the Probate Court's Return. Because both sets of documents share the same titles and date stamp of the Circuit Court, confusion and inadvertent omission of the correct set of documents Respondent intended for inclusion is understandable.

WHEREFORE, Respondent respectfully requests that the proposed Appendix to the Record on Appeal, of which the original and the requisite number of copies under Rule 210, SCACR, are being filed herewith in final form (with a copy served on the

Appellant), be accepted as filed along with the Final Brief of Respondent, which cites thereto, and which is provisionally filed contemporaneously herewith.

Respectfully submitted,


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ATTORNEYS FOR RESPONDENT

Summerville, South Carolina
April 16, 2015.

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Berkeley County
Court of Common Pleas

The Honorable Kristi L. Harrington

Case No. 2011-CP-08-2315

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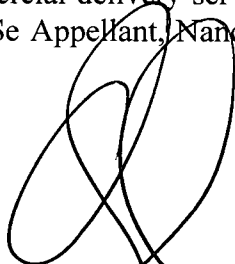
Nancy Schaffer Turner, as Personal Representative
of the Estate of Martha L. Schaffer.....Appellant,

v.

Susan Linda Schaffer Sawadske.....Respondent.

PROOF OF SERVICE

I certify that I have served the Respondent's Final Brief, Certificate of Counsel, Motion to Supplement Record on Appeal With An Appendix to Include Correct Matter Designated By Respondent, and the Appendix to the Record on Appeal on the Appellant, by depositing a copy of the same in the commercial delivery service of Federal Express, prepaid, on April 17, 2015, addressed to Pro Se Appellant, Nancy Schaffer Turner, 311 Claude Phillips Road, Bennett, NC 27208.



Andrew T. Shepherd
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(843) 410-0711
ATTORNEYS FOR RESPONDENT

Summerville, South Carolina
April 17, 2015.

April 17, 2015

Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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APR 21 2015
SC Court of Appeals

RE: Nancy Turner vs. Susan Sawadske
Appellate Case No.: 2013-00457

Dear Madam Clerk:

Please find enclosed the following documents for filing in this matter:

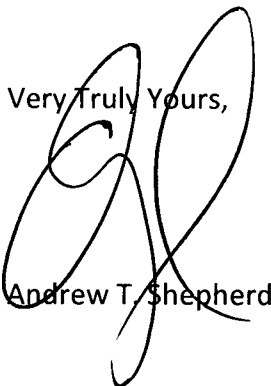
- 1) Respondent's original Final Brief (unbound), plus 16 bound copies;
- 2) Respondent's original Motion to Supplement Record to Include Correct Matter Designated by Respondent, plus 7 copies;
- 3) Appendix to the Record on Appeal (unbound), plus 16 bound copies;
- 4) Proof of Service as to all matters, plus 1 copy.

Also enclosed is my Firm's check in the amount of \$25.00 for the Motion Filing Fee. Please return the received-stamped copies of the documents in the envelope provided. Please let me know if the Court would like a proposed Order for the Motion.

If you have any questions, or if I can be of further assistance, please do not hesitate to contact me.

With kind regards, I remain

Very Truly Yours,



Andrew T. Shepherd

ATS/

Enclosure(s) as stated

Cc: Nancy Schaefer Turner (w/ encls.)
Susan Sawadske (w/ encls)