

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Appeal from Richland County  
Joseph M. Strickland, Master-In-Equity  
Case No.: 2003-CP-40-6898  
Appellate Case No. 2015-000945

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RECEIVED

JUN 19 2015

SC Court of Appeals

Shirley Hammer,

Respondent,

v.

Howard Hammer; 1634 Main, LP; Alvin Hammer; SH5, LLC; SH4, LLC; SH3, LLC; HASCI, LLC; D&M Chateau, LLC; Heart of Columbia, a/k/a Heart of Columbia, Inc.; Alvin J. Hammer, as Personal Representative of the Estate of Eleanor Bernstein Hammer; Joye Elizabeth Life Estate; Stanley Hammer; Department of the Treasury-IRS; Chateau DeVille Association, Inc. and/or Chateau DeVille Horizontal Property Regime; David H., a minor under the age of 14,

Defendants,

Of Whom,

Howard Hammer is

Appellant.

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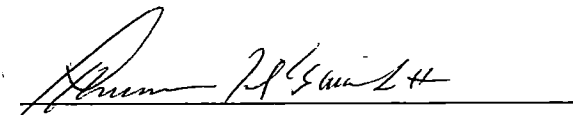
**APPELLANT'S DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL**

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Appellant proposed that the following be included in the Record on Appeal:

1. Order Directing Transfer of Real Property to Satisfy Judgments filed January 21, 2014
2. Order Granting Charging Order filed March 16, 2015
3. Order Denying Motion to Reconsider Granting Charging Order against Howard Hammer and To Order Sale of 1634 Main Street Property filed March 31, 2015
4. Supreme Court Decision 2014-MO-007 filed March 19, 2014
5. Supreme Court Decision 2014-MO-045 filed November 6, 2014
6. Foreclosure Complaint filed November 13, 2013

7. Answer of Howard Hammer and other Defendants to Foreclosure Complaint filed January 6, 2014
8. Motion for Charging Lien filed December 18, 2014
9. Amended Motion for Charging Lien dated December 23, 2014
10. Motion to Dismiss Complaint filed by Howard Hammer and other Defendants on January 2, 2015
11. Response of Howard Hammer and other Defendants to Amended Motion for Charging Lien dated January 14, 2015
12. Motion of Howard Hammer and other Defendants for Judge to Disqualify Himself from proceeding dated January 14, 2015
13. Howard Hammer's Motion for Court to Reconsider Order Granting Charging Order and to Alter or Amend Same, and Motion for Sale of 1634 Main St. Property filed on March 26, 2015
14. Charging Order of Shirley Hammer Against Howard Hammer Executed by Shirley Hammer's Counsel and filed April 2, 2015
15. Receipt for Payment by Howard Hammer of Sanctions filed June 9, 2015
16. Transcript of Hearing held January 9, 2014
17. Transcript of Hearing held January 14, 2015 with any Exhibits
18. Transcript of Hearing held January 16, 2015 with any Exhibits
19. Transcript of Hearing held January 27, 2015 with any Exhibits
20. Summary of Appraisal of 1634 Main St. at \$1,475,000.00
21. Letter from Thomas W. Bunch to Desa Ballard, dated January 26, 2015
22. E-mail from Thomas W. Bunch to Desa Ballard dated February 17, 2015 with attachments
23. E-mail from Thomas W. Bunch to Desa Ballard dated February 9, 2015 forwarding purchase documents.
24. Settlement Agreement signed by Howard Hammer, Alvin Hammer and HASCI, LLC
25. Contract of Sale to sell property to HASCI
26. Quitclaim Deed from Shirley Hammer
27. Quitclaim Deed from 1634 Main, LP
28. Quitclaim Deed from Howard Hammer



Thomas W. Bunch, II  
ROBINSON, MCFADDEN & MOORE, P.C.  
Post Office Box 944  
Columbia, SC 29202  
(803) 779-8900

June 17, 2015

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Joye Elizabeth Life Estate; Stanley Hammer; Department of the Treasury-IRS; Chateau  
DeVille Association, Inc. and/or Chateau DeVille Horizontal Property Regime; David H.,  
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Defendants,

Of Whom,

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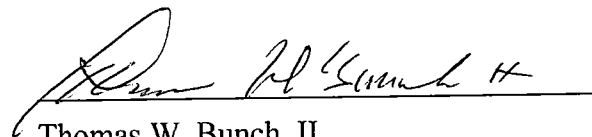
Appellant.

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**CERTIFICATE OF COUNSEL**

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The undersigned hereby certifies that the Appellant's Designation of Matter to be included in the Record on Appeal complies with Rule 209(b), SCACR.



Thomas W. Bunch, II  
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DeVille Association, Inc. and/or Chateau DeVille Horizontal Property Regime; David H.,  
a minor under the age of 14,

Defendants,

Of Whom,

Howard Hammer is

Appellant.

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**PROOF OF SERVICE**

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I certify that I have served Appellant's Initial Brief and Appellant's Designation of Matter to be Included in the Record on Appeal upon opposing counsel by depositing a copy of it in the United States Mail, postage prepaid, on **June 17, 2015** addressed as follows:

Desa Ballard (**for Plaintiff**)  
Law Offices of Desa Ballard  
Post Office Box 6338  
West Columbia, SC 29171

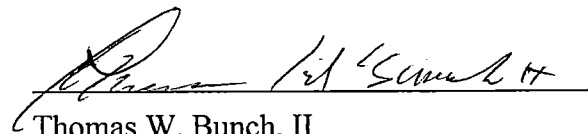
Keith M. Babcock, Esquire (for Alvin Hammer, Stanley Hammer, HASCI, LLC, Heart of Columbia, Eleanor Hammer)  
Lewis, Babcock & Griffin, LLP  
Post Office Box 11208  
Columbia, SC 29211

Arthur K. Aiken, Esquire  
Aiken & Hightower  
2231 Devine Street, Suite 201  
Columbia, SC 29205

Matthew Modica, Esquire (for Department of Treasury – IRS)  
Assistant United States Attorney  
151 Meeting Street, Suite 200  
Charleston, SC 29402

Stephanie Trotter, Esquire (for Chateau DeVille Association and Chateau DeVille Horizontal Property Regime)  
McCabe Trotter & Beverly, PC  
PO Box 212069  
Columbia, SC 29221

John D. Elliott, Esquire (for David H.)  
PO Box 607  
Columbia, SC 29202



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June 17, 2015



**ROBINSON MCFADDEN**  
ATTORNEYS AND COUNSELORS AT LAW

ROBINSON, MCFADDEN & MOORE, P.C.  
COLUMBIA, SOUTH CAROLINA

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SC Court of Appeals

June 17, 2015

**Thomas W. Bunch, II**  
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(803) 779-8900 | (803) 227-1103 *direct*

FAX  
(803) 744-1545

tbunch@RobinsonLaw.com

The Honorable Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**Re: Shirley Hammer vs. Howard Hammer, et al.**  
**Richland County Case No. 2013-CP-40-06898**  
**Appellate Case No. 2015-000945**  
**Our File No. 31141-0001**

Dear Ms. Kitchings:

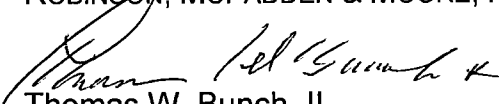
Enclosed please find the original and one copy of Appellant's Initial Brief and Appellant's Designation of Matter to Be Included in the Record on Appeal and Proof of Service in the above-referenced case. Please file these documents and return a clocked copy in the envelope provided.

By copy of this letter, I am serving all counsel of record.

Thank you for your attention to this matter.

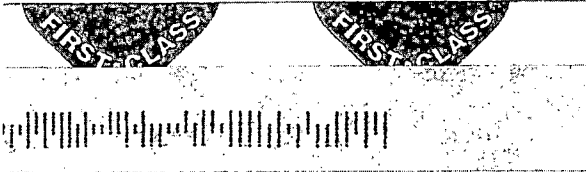
Yours very truly,

ROBINSON, MCFADDEN & MOORE, P.C.

  
Thomas W. Bunch, II

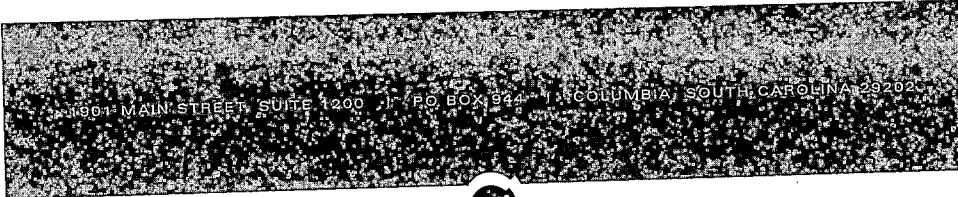
TWB:aelw  
Enclosures

cc: (w/enclosures)  
Desa Ballard, Esquire  
Keith M. Babcock, Esquire  
Arthur K. Aiken, Esquire  
Matthew Modica, Esquire  
Stephanie Trotter, Esquire  
John D. Elliott, Esquire



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**ROBINSON MCFADDEN**  
ATTORNEYS AND COUNSELORS AT LAW

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