

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

Diane S. Goodstein, Circuit Court Judge

Case No. 2008-CP-38-1024
Appellate Case No. 2014-001683

RECEIVED

OCT 22 2015

SC Court of Appeals

Wells Fargo Bank, N.A., Respondent,

v.

Dorothy Sistrunk, Appellant.

Reply to Appellant's Return to the Motion to require Appellant to include in the Record on Appeal all matters set forth in Wells Fargo's Designation of Matter

Pursuant to Rule 240(f) of the South Carolina Appellate Court Rules, Respondent Wells Fargo Bank, N.A. ("Wells Fargo") files this reply to Appellants' return to the motion to require Appellant to include in the Record on Appeal all matters set forth in Wells Fargo's Designation of Matter.

On September 25, 2015, Appellant served what purported to be a copy of the Record on Appeal in the above-captioned appeal. This Record on Appeal failed to include all matters designated by Wells Fargo as required by Rule 210(c), SCACR ("The Record on Appeal shall include all matter designated to be included by any party under Rule 209").

While Appellants' return contains several incomprehensible arguments, Appellant unequivocally admits that she failed to include all matters designated by Wells Fargo as required by Rule 210(c), SCACR. Appellant states:

Since Appellant listed as many of her excluded exhibits first, there was neither room nor money **left to list or include any more of Well's Fargo's documents.** The ones that are included are the ones that the greatest relevancy to the Appellant's Appeal.

See Return p. 3 "Reason #5" (emphasis added). Appellant does not get to pick and choose which items should be included in the Record on Appeal. Rule 210(c), SCACR, mandates Appellant include all matters designated by Wells Fargo. Wells Fargo certified that the items designated were relevant to the appeal.

This Court should order Appellant to file a supplemental Record on Appeal including all items set forth and attached to Wells Fargo's motion.

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Proof of Service

I, the undersigned administrative assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Respondent Wells Fargo Bank, N.A., do hereby certify that I have served all parties in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by certified United States Mail, return receipt requested, postage prepaid, to the following address(es):

Pleadings: **Reply to Appellant's Return to the Motion to Require Appellant to Include in the Record on Appeal All Matters Set Forth in Wells Fargo's Designation of Matter**

Party Served: *pro se* Defendant
Ms. Dorothy Sistrunk
423 Bayne Street
Orangeburg, SC 29115



Kelli Diamond Martin

October 22nd, 2015.