

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM AIKEN COUNTY
SECOND JUDICIAL CIRCUIT
COURT OF COMMON PLEAS

RECEIVED
DEC 14 2015
SC Court of Appeals

REFEREE JAMES MARTIN HARVEY, JR

CASE NO. 2012-CP-02-00699

BANK OF AMERICA, N.A.....RESPONDENT

V.

CAROLYN S. DEANER.....APPELLANT

APPELLANT, Carolyn S. Deaner
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD OF APPEAL
AMENDED 12/12/2015

APPELLANT PROPOSES THE FOLLOWING BE INCLUDED IN THE RECORD ON APPEAL:

- 1. ORIGINAL COMPLAINT...filed 3/19/ 2012.**
- 2. Defendant's MOTION TO DISMISS FORECLOSURE ACTION AND NOTICE OF MOTION...filed 4/12/2012.**
- 3. Legal aid Attorney, Adam Protheroe's MEMORANDUM IN SUPPORT OF DEFENDANT'S MOTION TO DISMISS.....filed 5/5/2012.**
- 4. E-mailed Copy of original Note from Quicken Loans, Inc. with attached Letter. (stating original promissory was signed originally on legal sized white paper.)**
- 5. Copy of Note from Bank of America attorney's.**
- 6. Assignment of April 29, 2011 (with attached 2 assignments showing different signatures for same name in Florida indicating robo-signed document).**
- 7. ORDER of Judge Early 6/3/2013granting 60 day stay...filed 6/17/2013.**
- 8. OBJECTION To and Request for Dismissal of Plaintiff's Amended Summon and Complaint...filed 8/5/2013.**
- 9. Affidavit of Carolyn S. Deaner and Def Deaner's Memorandum Against Plaintiff's Motion for Summary Judgment...filed 10/30/2013**

10. Defendant's ANSWER TO ORIGINAL COMPLAINT AND AFFIRMATIVE DEFENSES AND COUNTER CLAIM...filed 12/23/ 2013.
11. Memorandum of Law To Support Motion to Reconsider (Summary Judgment)...filed 7/21/14.
12. SECURITIZATION REPORT FOR Carolyn S. Deaner, AFFIDAVIT and JURAT...filed 8/5/2014 (Report & Affidavit filed previously on 9/30/13).
13. Memorandum of Law to Support Motion to Reconsider (Second) (on Summary Judgment)...filed 8/11/2014.
14. Referee Harvey's ORDER date 8/27/2014 of "Defendant's MOTION TO DISMISS filed on April 12, 2012 is GRANTED; provided that this matter shall not be dismissed if Plaintiff shall file and serve an AMENDED COMPLAINT within 15 days of the entry of this Order...filed 8/27/2014.
15. Plaintiff's AMENDED SUMMONS & COMPLAINT...filed 8/28/ 2014.
16. Defendant Deaner's ANSWER TO AMENDED COMPLAINT AND AFFIRMATIVE DEFENSES AND COUNTERCLAIM...filed 9/8/2014.
17. Defendant's Trial Transcript dated 2/4/2015, received in mail 6/6/2015 and filed 11/5/2015 by Plaintiff's original sealed Transcript.
18. Defendant's TRIAL CLOSING SUMMARY in Letter form per Ref. Harvey's request at trial and e-mailed to Ref. Harvey on 2/23/2015, and filed 7/23/2015 after a hearing as Referee Harvey held original to be sent to Aiken County Deputy Clerk.

19. Referee Harvey's JUDGMENT OF FORECLOSURE AND SALE...filed 3/10/15.
20. Defendant's Affidavit to MOTION TO RECONSIDER concerning Acceleration Letter and Motion To Reconsider Judgment...filed 3/19/2015.
21. Referee Harvey's ORDER ON MOTION TO RECONSIDER JUDGMENT AND STAY FORECLOSURE SALE AND BOND...filed 4/1/2015
22. Sent Fed-X, 3/29/2015, TENDER OF PAYMENT, and was received 3/31/2015 at Bank of America Headquarters in Charlotte, North Carolina.
23. MOTION BY DEFENDANT TO STAY FORECLOSURE SALE...filed 4/16/2015.
24. Referee Harvey's ORDER on STAY FORECLOSURE SALE, MOTION TO REDUCE BOND AND WILLIAM H. SLOAN'S MOTION TO BE RELIEVED AS COUNSEL FOR DEFENDANT...filed 5/14/2015.
25. DEFENDANT'S EMERGENCY MOTION TO VACATE JUDGMENT AND REVERSE OR CANCEL SALE, including attached MCI Report & Exhibits...filed 5/6/2015.
26. Mortgage Compliance Investigators Chain of Title Analysis & Mortgage Fraud Investigation...Report and notarized Affidavit, with Exhibits, A, B, C, D, E, F, & G...filed with #19 on 5/6/2015.
27. Memorandum in Support of Defendant's Emergency Motion to Vacate Judgment and Reverse or Cancel Sale including Exhibits A, B, C, & D...filed 5/15/2015.

- 28. Defendant's TRANSCRIPT for Motion To Vacate Judgment Order And Reverse Or Cancel Sale...hearing, 5/19/15, and received on or about 6/8/15...filed 10/30/2015.**
- 29. DEFENDANTS MOTION TO DISCHARGE DEBT DUE TO TENDER OF PAYMENT MADE TO PLAINTIFF ON ORDER OF JUDGMENT, including Exhibits A, B, C, D & E...filed 5/22/2015.**
- 30. Referee Harvey's ORDER on Defendant's Emergency Motion To Vacate Judgement and Reverse or Cancel Sale and Defendant's Motion To Discharge Debt Due To Tender of Payment...filed 6/1/2015.**
- 31. MOTION TO RECONSIDER DEFENDANT'S EMERGENCY MOTION TO VACATE JUDGMENT AND REVERSE OR CANCEL SALE...filed 6/9/2015.**
- 32. DEFENDANT'S MOTION TO ORDER RETURN OF THE IPN OR DISCHARGE DEBT DUE TO TENDER OF PAYMENT MADE TO PLAINTIFF ON ORDER OF JUDGMENT...filed 6/9/2015.**
- 33. DEFENDANT'S MOTION AND AFFIDAVIT TO PROCEED IN FORMA PAUPERIS...filed 6/9/2015.**
- 34. MEMORANDUM TO DEFENDANT'S EMERGENCY MOTION TO RECONSIDER DEFENDANT'S MOTION TO VACATE JUDGMENT AND REVERSE OR CANCEL SALE AND NOTICE TO RULE SCRCP 59 (E)...filed July 17, 2015.**

35. MEMORANDUM TO DEFENDANT'S MOTION TO ORDER RETURN OF THE IPN
OR DISCHARGE DEBT DUE TO TENDER OF PAYMENT MADE TO PLAINTIFF ON
ORDER OF JUDGEMENT...filed July 17, 2015.
36. DEFENDANT'S MOTION TO DISMISS FORECLOSURE ACTION, JUDGMENT
AND CANCEL SALE.....filed July 17, 2015.
37. TRANSCRIPT OF JULY 23, 2015 HEARING...filed 10/30/2015.
38. NOTICE TO REFEREE JUDGE HARVEY ON DEFENDANT'S MOVE ON THE
COURT AND MOTION TO ORDER ALL TRUST DOCUMENTS OF DEFENDANT'S
FANNIE MAE REMIC 2007-91 TRUST.....filed about July 28, 2015
39. Pending ORDER on HEARING of JULY 23, 2015...filed _____.

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

RESPECTFULLY SUBMITTED,

DECEMBER 12, 2015



CAROLYN S. DEANER

704 KERSHAW DRIVE

NORTH AUGUSTA (BELVEDERE), SC 29841

PRO SE/APPELLANT, (706) 399-5496

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

CHARLIE GWYNNE, ESQ.

CAROLYN S. DEANER, Pro Se

ATTORNEY for RESPONDENT

PRO SE/APPELLANT

220 Executive Center Drive

704 Kershaw Drive

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North Augusta (Belvedere), SC 29841

(803) 744-1933

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**ON APPEAL FROM THE AIKEN COUNTY, SECOND JUDICIAL CIRCUIT, COURT OF
COMMON PLEAS**

CERTIFICATE OF SERVICE

I hereby certify that the foregoing "Appellant's Amended Designation Of Matter To Be Included in the Record of Appeal" has been served upon the parties in this action by mailing a copy thereof, postage prepaid to the following:

Janiere E. Taylor, Esq., Robert A. Muckenfuss, Esq. and Trent Grissom, Esq.

Attorney for Respondent

MCGUIREWOODS, LLP

201 North Tryon Street, Suite 3000

Charlotte, NC 28202

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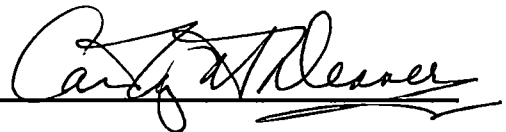
Charlie S. Gwynne, Esq.

Rogers Townsend and Thomas

P. O. Box 100200

Columbia, SC 29202

This the 12th day of December 2015



Carolyn S. Deaner, Pro Se

DECEMBER 12, 2015

TO: The Honorable Jenny Abbott Kitchings

South Carolina Court to Appeals

1015 Sumter Street

Columbia, SC 29201

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SC Court of Appeals

RE: Bank of America, N.A. v. Carolyn S. Deaner

Appellate Case No. 2015-001119

Dear Ms. Kitchings:

Please find enclosed an original and six (6) copies of the Appellant's AMENDED DESIGNATION OF MATTER. Also, please find enclosed the self addressed stamped envelope for return of the filed top sheet copy with clocked date.

In addition, I am serving the counsel for the Respondent a copy.

Thank you for your time and consideration in this matter. Please contact me should you have any questions or need more information.

Cordially,


Carolyn S. Deaner

Pro Se

cc: Janiere Taylor, Charlie Gwynne, Esq.