

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas  
The Honorable Diane Schafer Goodstein

Case No. 2012-CP-40-00138  
Appellate Case No. 2015-001273

RECEIVED  
DEC 30 2015  
SC Court of Appeals

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U.S. Bank National Association, as Trustee,  
as successor-in-interest to Bank of America, N.A.,  
as Trustee, as successor by merger to LaSalle Bank, N.A.,  
as trustee for the holders of the Credit Suisse Seasoned  
Loan Trust 2006-1 Home Equity Pass-Through  
Certificates, Series 2006-1 .....Respondent,

v.

Lydia Elaine Haggwood (a minor), Felicia Wells as  
Personal Representative of the Estate of Essie L. Morgan,  
Daniel K. Felkner, First Financial Corporation; Susan M. Brown ..... Defendants,

Of whom Felicia Wells as  
Personal Representative of the  
Estate of Essie L. Morgan is the .....Appellant.

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**RESPONDENT'S REPLY TO APPELLANT'S RETURN TO MOTION TO  
DISMISS THE APPEAL**

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Sean M. Foerster (SC Bar # 77466)  
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Attorneys for the Respondent

Respondent U.S. Bank National Association, as Trustee, as successor-in-interest to Bank of America, NA, as Trustee, as successor by merger to LaSalle Bank NA, as trustee for the holders of the Credit Suisse Seasoned Loan Trust 2006-1 Home Equity Pass-Through Certificates, Series 2006-1 (“U.S. Bank”) hereby replies to the Return<sup>1</sup> of Appellant Felicia Wells as Personal Representative of the Estate of Essie L. Morgan (“Wells”) to U.S. Bank’s Motion to Dismiss the Appeal.

U.S. Bank’s motion seeks a dismissal of Wells’s appeal on the following grounds:

1. The Form 4 Order from which Wells appeals is not appealable;
2. Wells failed to serve and file an Initial Brief of Appellant as required by the Order entered on October 16, 2015; and
3. Wells failed to serve and file a Designation of Matter to be included in the Record on Appeal as required by the Order entered on October 16, 2015.

On December 22, 2015, Wells filed what appears to be her Return to the Motion to Dismiss the Appeal. However, the Return amounts to nothing more than another demand that U.S. Bank produce the original Note and Mortgage to the lower court at the eventual trial.

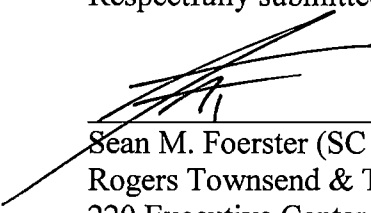
The Return does not dispute that the Form 4 Order from which Wells appeals is not appealable and it does not explain why Wells failed to file and serve an Initial Brief of Appellant and Designation of Matter as required by the Order entered on October 16, 2015. To date, Respondent has received no Initial Brief of the Appellant or Designation of Matter from Wells.

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<sup>1</sup> Wells improperly titled her Return as a “motion to dismiss motion to dismiss the appeal.”

Therefore, U.S. Bank respectfully moves for an Order dismissing this appeal. In the event that this appeal is not dismissed, U.S. Bank respectfully requests relief from having to serve and file its Initial Brief of the Respondent until Wells serves it with both an Initial Brief of Appellant and Designation of Matter that comply with the South Carolina Appellate Court Rules.

Respectfully submitted,



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Attorneys for Respondent U.S. Bank National Association, as Trustee, as successor-in-interest to Bank of America, NA, as Trustee, as successor by merger to LaSalle Bank NA, as trustee for the holders of the Credit Suisse Seasoned Loan Trust 2006-1 Home Equity Pass-Through Certificates, Series 2006-1

December 30, 2015

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Case No. 2012-CP-40-00138  
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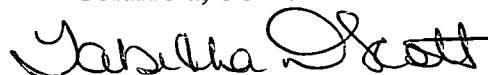
Of whom Felicia Wells as  
Personal Representative of the  
Estate of Essie L. Morgan is the .....Appellant.

**PROOF OF SERVICE**

I HEREBY CERTIFY that I have served the Respondent's Reply to Appellant's  
Return to Motion to Dismiss the Appeal on December 30, 2015, by depositing a copy of  
each in the United States Mail, postage prepaid, addressed to the following party of  
record:

Felicia Wells  
7435 Innisfree Place  
Charlotte, NC 28226

Felicia Wells  
14 Silver Oak Circle  
Columbia, SC 29203



Tabitha D. Scott  
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December 30, 2015

**RECEIVED**

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**SC Court of Appeals**

**Via Hand Delivery**

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

Re: *U.S. Bank National Association, as Trustee, as successor-in-interest to Bank of America, NA, as Trustee, as successor by merger to LaSalle Bank NA, as trustee for the holders of the Credit Suisse Seasoned Loan Trust 2006-1 Home Equity Pass-Through Certificates, Series 2006-1 vs. Lydia Elaine Haggwood (a minor), Felicia Wells as Personal Representative of the Estate of Essie L. Morgan, Daniel K. Felkner, First Financial Corporation; Susan M. Brown*  
Appellate Case No.: 2015-001273  
Our File# 511847-2634

Dear Ms. Kitchings:

Enclosed are an original and eight copies of Respondent's Reply to Appellant's Return to Motion to Dismiss the Appeal in reference to the above matter.

By copy of this correspondence, I am serving a copy of this document on the Appellant.

Please have your staff return a clocked copy of this document with the courier.

Very truly yours,

A handwritten signature in black ink, appearing to be "S. Foerster", is written over a horizontal line. Below the signature, the name "Sean M. Foerster" is printed in a standard font.

/tds  
Enclosure

cc:

Felicia Wells  
7435 Innisfree Place  
Charlotte, NC 28226

Felicia Wells  
14 Silver Oak Circle  
Columbia, SC 29203