

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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JAN 14 2016

SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Charles B. Simmons, Jr., Master-in-Equity for Greenville County

Appellate Case No. 2015-000942

Green Tree Servicing, LLC,

Respondent,

v.

Joel Clay Bracken,

Appellant.

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

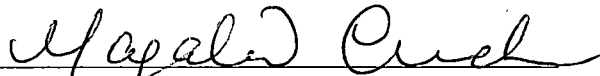
Respondent proposes the following to be included in the Record on Appeal:

1. Lis Pendens, Summons and Complaint in Civil Action No. 2010-CP-23-08330, filed October 7, 2010;
2. Affidavit of Non Service on Joel Clay Bracken, filed October 13, 2010;
3. Affidavit of Due & Diligent Search on Joel Clay Bracken, filed October 22, 2010;
4. Order of Publication, Attorney Affidavit, Affidavit of Attempted Service, and Certificate of Service, filed November 19, 2010;
5. Order of Reference, Affidavit of Default, and Affidavit of Non-Military Status filed on January 18, 2011;
6. Affidavit of Publication, filed May 23, 2011;
7. Motion to Quash Service of Process upon Joel Clay Bracken, filed May 23, 2011;
8. Notice of Foreclosure Intervention, filed July 19, 2011;
9. Appellant's Foreclosure Intervention Response Form;
10. Order denying Motion to Quash Service of Process, filed June 27, 2011;
11. "Emergency Motion to Dismiss Complaint for Lack of Standing and Fraud upon the Court" of Joel Clay Bracken, filed July 20, 2011;
12. Respondent's Return to "Emergency Motion to Dismiss Complaint for Lack of Standing and Fraud upon the Court", filed August 12, 2011;
13. Order Denying "Emergency Motion to Dismiss Complaint for Lack of Standing and Fraud upon the Court", filed September 2, 2011;

14. "Motion to Dismiss Complaint by Default of Non-Compliance" of Joel Clay Bracken, filed October 27, 2011;
15. Order Striking Case from Active Docket for Foreclosure Intervention, filed November 16, 2011;
16. Denial of Foreclosure Intervention, filed April 9, 2014;
17. Answer of Joel Clay Bracken, filed April 30, 2014;
18. Certification of Compliance with 2011-05-02-01 Administrative Order of S.C. Supreme Court, filed May 13, 2014;
19. Order Restoring Case to Active Docket, filed March 10, 2015;
20. Motion to Stay Proceedings of Joel Clay Bracken, filed April 7, 2015;
21. Affidavit of Verified Statement of Account, filed April 8, 2015;
22. Transcript of final foreclosure hearing held on April 8, 2015;
23. Order Granting Motion to Amend Caption and Substitute Green Tree Servicing, LLC as Plaintiff, filed April 15, 2015;
24. Judgment and Order of Foreclosure and Sale, filed April 15, 2015;
25. Order Denying Defendant's Motion to Stay of Otherwise Dismiss, filed April 29, 2015; and
26. Notice of Appeal, filed April 30, 2015.

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

Respectfully submitted,



Magalie A. Creech (SC Bar No. 78855)
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Attorney for Respondent

January 13, 2016

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PROOF OF SERVICE

I certify that I have served the *Respondent's Initial Brief and Designation of Matter* by depositing a copy of same in the United States Mail, postage prepaid, on January 12, 2016, addressed to Appellant of record, Joel Clay Bracken, 313 Lanewood Drive, Greenville, South Carolina 29607.


Magalie A. Creech (SC Bar #78855)
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Attorney for Respondent

January 13, 2016



MAGALIE A. CREECH
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REPLY TO:
CHARLESTON LITIGATION

January 13, 2016

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

RE: Green Tree Servicing, LLC v. Joel Clay Bracken
Appellate Case No.: 2015-000942
Our File No.: 60440. 50042

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Dear Ms. Kitchings:

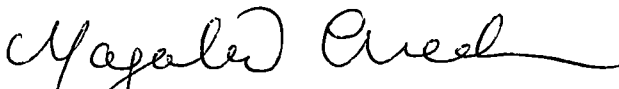
Enclosed for filing is the *Respondent's Initial Brief and Designation of Matter* and related *Proof of Service* in the above-referenced case, along with six (6) copies, which we kindly ask you to file and return in the attached, self-addressed, stamped envelope.

Should you have any questions concerning this matter, please do not hesitate to contact our office at your earliest convenience.

With kind personal regards, we are

Yours very truly,

FINKEL LAW FIRM

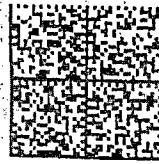

Magalie A. Creech

CC: Joel Clay Bracken

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The Honorable Jenny Abbott Kitchings
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