

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas Case No. 2012-CP-02-00699
Referee James Martin Harvey, Jr.

APPELLATE CASE NO. 2015-001119

BANK OF AMERICA, N.A., SUCESSOR BY MERGER TO BAC HOME LOANS
SERVICING, LP fka COUNTRYWIDE HOME LOANS SERVICING, LP,

Respondent

v.

CAROLYN DEANER,

Appellant.

**MOTION TO COMPEL APPELLANT TO CORRECT RECORD ON APPEAL AND
FOR EXTENSION OF TIME TO FILE FINAL BRIEF AND MEMORANDUM IN
SUPPORT**

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*ATTORNEYS FOR RESPONDENT
BANK OF AMERICA, N.A.*

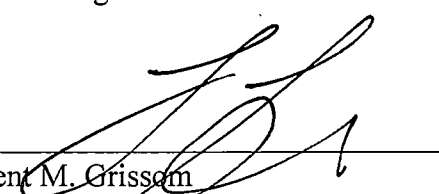
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SC Court of Appeals

Pursuant to Rules 210(c) and 263(b) of the South Carolina Appellate Court Rules, Respondent Bank of America, N.A. successor by merger to BAC Home Loans Servicing, LP f/k/a Countrywide Home Loan Servicing, LP (Respondent) respectfully requests that the Court issue an order compelling Appellant Carolyn Deaner (Appellant) to correct the numbering in her record on appeal "consecutively beginning with the index" as required by Rule 210(c) and to include all the documents listed on the parties' respective designations of matters to be included in the record on appeal and in the Appellant's index. At this time, the record on appeal filed by Appellant does not comply with the requirements of Rule 210(c) because the record is not numbered consecutively beginning with the index. Specifically, the documents are not double sided and are not each consecutively numbered. Without compliance with Rule 210(c), Appellant and Respondent cannot comply with Rule 211(b)'s reference to record requirement. To this end, there is good cause to grant this motion and to extend Respondent's deadline to file a final brief to 20 days after Appellant's service and filing of an amended record on appeal that complies with Rule 210(c).

WHEREFORE, for good cause shown, Respondent prays that the Court issue an order compelling Appellant to serve and file an amended record on appeal that complies with the numbering requirements of Rule 210(c) and provides Respondent with an extension of time to file a final brief within 20 days of Appellant's service and filing of an amended record on appeal.



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CERTIFICATE OF SERVICE

I hereby certify that the foregoing ***MOTION TO COMPEL OF RESPONDENT BANK OF AMERICA, N.A.*** has been served upon the parties in this action by mailing a copy thereof, postage prepaid, to the following:


Carolyn Deaner
704 Kershaw Drive
North Augusta, SC 29841
Pro Se Plaintiff

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This the 11th day of February, 2016


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February 11, 2016

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SC Court of Appeals

Clerk of the Appeals Court
In the South Carolina Court of Appeals
1220 Senate St.
Columbia, SC 29201

RE: *Bank of America, N.A., Respondent v. Carolyn Deaner, Appellant*
In the Court of Appeals, State of South Carolina
Appellate Case No. 2015-001119

Dear Sir or Madam:

Enclosed please find an original and one copy of a **Motion to Compel Appellant to Correct Record on Appeal and for Extension of Time to File Final Brief and Memorandum in Support** in the above-referenced matter. Kindly file the same with the Court and return a file-stamped copy to me in the enclosed, self-addressed, stamped envelope.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Janiere E. Taylor
Janiere E. Taylor

JET:lm

Enclosures

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TO CLERK OF THE COURT
SOUTH CAROLINA COURT OF APPEALS
1220 SENATE ST

COLUMBIA SC 29201

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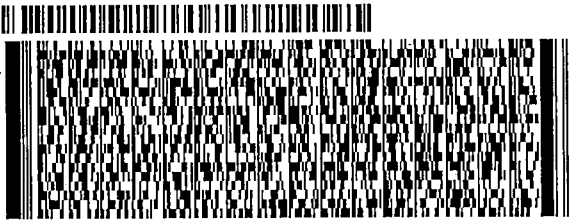
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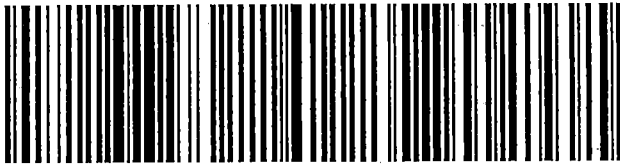
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