

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM JASPER COUNTY
Special Referee
The Honorable Darrell Thomas Johnson, Jr.

RECEIVED

MAY 25 2016

SC Court of Appeals

Case No. 2015-002049

Bank of Walterboro, Plaintiff,

v.

Charles E. Bush aka Charles Bush, Rosemelle M. Shuler, First Family Financial Services of Georgia, Inc., Equifirst Corporation, Mortgage Electronic Registration Systems, Inc., As nominee for BNC Mortgage, Inc., and South Carolina Department of Revenue.....Defendants,

Of which Mortgage Electronic Registration Systems, Inc., As nominee for BNC Mortgage, Inc., is theAppellant,

and

Bank of Walterboro and Rosemelle M. Shuler are theRespondents.

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

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

1. Notice of Appeal, filed September 29, 2015
2. Orders:
 - a. Order of Default and Reference, filed September 5, 2014
 - b. Special Referee's Decree for Final Judgment of Foreclosure, filed May 21, 2015
 - c. Form 4 Judgment in a Civil Case, filed May 21, 2015

d. Order Denying Motion to Reopen Judgment, filed August 26, 2015

3. Pleadings:

a. Complaint, filed May 13, 2013, including all exhibits

b. Notice of Hearing with Finality and Certificate of Service, filed September 17, 2014

c. Notice of Re-Scheduled Hearing with Finality and Certificate of Service, filed October 16, 2014

d. Notice of Hearing with Finality, filed May 8, 2015

e. Notice of Special Referee Sale, filed May 21, 2015

f. Motion to Vacate and Set Aside Final Judgment of Foreclosure and Sale Filed May 21, 2015 Pursuant to Rule 60(b), SCRCF, filed July 15, 2015

g. Memorandum in Support of Motion to Vacate and Set Aside Final Judgment of Foreclosure and Sale, filed July 20, 2015

h. Bank of Walterboro's Memorandum of Law and Argument of Counsel in Opposition to Rule 60 Motion Filed by MERS, filed July 23, 2015

i. Affidavit of James M. Bunton, Jr., filed July 23, 2015

i. Including all exhibits

j. Affidavit of Linda C. Jordan, filed July 23, 2015

i. Including all exhibits

4. Transcripts of Proceedings:

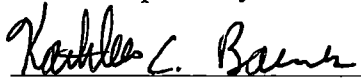
a. Transcript of Hearing on MERS' Rule 60, SCRCF, motion, held July 23, 2015

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

[Signature block appears on the following page]

May 23, 2016

Respectfully submitted,



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*Attorneys for Respondent Bank of
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Of which Mortgage Electronic Registration Systems, Inc., As nominee for BNC Mortgage, Inc., is theAppellant,

and

Bank of Walterboro and Rosemelle M. Shuler are the.....Respondents.

PROOF OF SERVICE

The undersigned certifies that a copy of the foregoing *Initial Brief of Respondent Bank of Walterboro* and *Respondent Bank of Walterboro's Designation of Matter to be Included in the Record on Appeal* have been served upon the following counsel of record by mailing one copy by

United States Mail, addressed as shown below this 23 day of May, 2016.

Sean A. O'Connor
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4000 Faber Place Drive, Suite 400
North Charleston, SC 29405

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Law Office of R. Thayer Rivers, Jr.
Post Office Box 668
Ridgeland, SC 29936

Attorney for Appellant

Attorney for Respondent Rosemelle M. Shuler

May 23, 2016

Kathleen C. Barnes

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BARNES

LAW FIRM | LLC

Kathleen C. Barnes
Admitted: Georgia | South Carolina

May 23, 2016

Via U.S. Mail

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

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Re: *Bank of Walterboro v. Charles Bush, et al.*
Appellate Case No. 2015-002049

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy of Bank of Walterboro's Initial Brief of Respondent and Designation of Matter to be Included in the Record on Appeal in the above-referenced case. Also enclosed is proof of service of the Brief and Designation of Matter.

Please file the documents and return one file-stamped copy to me in the enclosed self-addressed, stamped envelope. By copy of this letter, I am serving all counsel of record with a copy of the same.

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

With kind regards, I am,

BARNES LAW FIRM, LLC



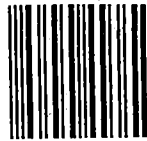
Kathleen C. Barnes

Enclosures

cc: Sean A. O'Connor
R. Thayer Rivers, Jr.
George W. Cone (via e-mail)



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