

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Ben N. Miller, III, Special Referee for Richland County

Case No.: 2010-CP-40-01571

Appellate Case No. 2016-00969

RECEIVED
SEP 16 2016
SC Court of Appeals

CitiMortgage, Inc.,.....Respondent,

v.

Bruce W. Gardner and First Citizens Bank and Trust Company, Inc.,.....Defendants,

Of whom Bruce W. Gardner is the.....Appellant.

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

To the extent not already included in the Appellant's Designation of Matter, the Respondent designates the following materials to be included in the Record on Appeal:

1. Lis Pendens, Civil Action Coversheet, Summons and Complaint together with all attached Notices and Exhibits filed 3-9-10
2. Certificate/Certificate of Exemption filed 3-9-10
3. Service/Affidavit of Service on Bruce Gardner filed 3-11-10
4. Answer to the Complaint filed 4-5-10
5. Order of Reference filed 4-30-10
6. Amended Order of Reference filed 5-14-10
7. Order of Recusal/Judge Strickland filed 5-19-11
8. Certification of Exemption from Administrative Order 2011-05-02-01 filed 7-20-11
9. Amended Order of Reference to Appoint Special Referee/Judge filed 9-29-11
10. Motion for Summary Judgment including Affidavit of Marc Handley and all exhibits/attachments filed 7-20-15
11. Transcript of 3-9-16 hearing, pp. 1-25

12. Transcript of 3-9-16 hearing, pp. 1-25
13. Special Referees Order of Judgment of Foreclosure and Sale filed 4-28-16
14. Affidavit/Non Military Service filed 4-28-16
15. Affidavit/Attorney Fees filed 4-28-16
16. Statement of Costs filed 4-28-16
17. Waiver of Deficiency filed 5-3-16

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



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Attorneys for Respondent

Columbia, South Carolina

September 16, 2016

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PROOF OF SERVICE

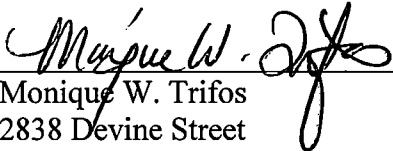
I certify that I have served the **INITIAL BRIEF OF RESPONDENT** and **DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** and this proof of service by depositing a copy of the same in the United States Mail, postage prepaid on September 16, 2016, at the addresses below:

Bruce W. Gardner
237 YMCA Road
Lexington, SC 29073

And

Bruce W. Gardner
P.O. Box 1531
Lexington, SC 29071

RILEY, POPE & LANEY, LLC



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September 16, 2016
Columbia, South Carolina