

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

The Hon. R. Markley Dennis, Jr., Circuit Court Judge

Appellate Case No. 2016-002192

Civil Action No. 2012-CP-08-3478

Civil Action No. 2012-CP-08-2618

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MAY 12 2017

SC Court of Appeals

Bank of North Carolina..... Respondent,

v.

Anthony M. Whitfield and Cindy Whitfield Defendants.

Of whom Anthony M. Whitfield is the Appellant and Cindy Whitfield is a
Respondent.

Anthony M. Whitfield.....Appellant,

v.

David Swanson..... Respondent.

DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL

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COUNSEL FOR THE APPELLANT

The Appellant proposes the following be included in the Record on Appeal:

1. *Order Granting Motion to Reconsider dated September 29, 2016*
2. *Order Denying Motion to Dismiss Dated July 18, 2016.*
3. *Consent Order to Amend Answer*
4. *Summons & Complaint (Bank of North Carolina)*
5. *Answer (Anthony M. Whitfield)*
6. *Reply (Bank of North Carolina)*
7. *Amended Answer and Counterclaims (Anthony M. Whitfield)*
8. *Reply to Amended Answer (Bank of North Carolina)*
9. *Answer to Defendant's Third Party Claims (David Swanson)*
10. *Motion to Amend Answer and Add New Parties (Anthony M. Whitfield)*
11. *Motion to Dismiss (David Swanson)*
12. *Motion to Reconsider Pursuant to Rule 59(e) (David Swanson)*
13. *Memorandum in Opposition to Motion to Dismiss (Anthony M. Whitfield)*
14. *Transcript of Proceedings dated September 20, 2016*
15. *Notice of Appeal*
16. *Appellant's Brief (Bank of N. Carolina v. Whitfield, et al, App. Case No. 2016-002193)*

CERTIFICATION BY COUNSEL

I, the undersigned counsel, do hereby certify that this designation contains no matter which is irrelevant to this appeal.

Respectfully submitted this **10th** day of **May**, 2017.

By: 

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R. Markley Dennis, Jr., Circuit Court Judge

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Bank of North Carolina, Respondent,

v.

Anthony M. Whitfield and Cindy Whitfield, Defendants

Of whom Anthony Whitfield is the Appellant and Cindy Whitfield is a Respondent.

Anthony Whitfield, Appellant,

v.

David Swanson, Respondent.

PROOF OF SERVICE

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I, the undersigned counsel of record, hereby certify that I have served the Appellant's Initial Brief and Designation of Matters to be Included in the Record on Appeal upon the Respondents Bank of North Carolina, Cindy Whitfield, and David Swanson by depositing a copy of same in the United States Mail, postage prepaid, on March 27, 2017 addressed to their attorney of record, as follows:

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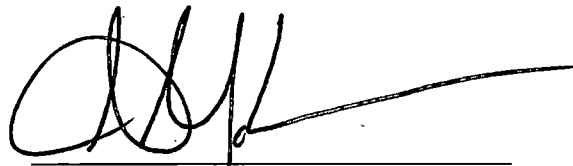
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