

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Diane S. Goodstein, Circuit Court Judge

Case No. 2014-CP-18-0358
Case No. 2014-CP-18-1792
Case No. 2014-CP-18-1793

Appellate Case No. 2016-002193

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SC Court of Appeals

Bank of North Carolina,

Respondent,

v.

Anthony 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.

**RESPONDENT DAVID SWANSON'S DESIGNATION OF MATTERS
TO BE INCLUDED IN THE RECORD ON APPEAL**

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

1. Order Granting Motion to Dismiss entered July 15, 2016 in Dorchester County Action 2014-CP-18-1793


2. Order Granting Motion to Dismiss entered July 15, 2016 in Dorchester County Action 2014-CP-18-1792
3. Order Granting Motion to Dismiss entered July 15, 2016 in Dorchester County Action 2014-CP-18-0358
4. Order Denying Appellant's Rule 59(e) Motion entered September 29, 2016 in Dorchester County Action 2014-CP-18-1793
5. Order Denying Appellant's Rule 59(e) Motion entered September 29, 2016 in Dorchester County Action 2014-CP-18-1792
6. Order Denying Appellant's Rule 59(e) Motion entered September 29, 2016 in Dorchester County Action 2014-CP-18-0358
7. Plaintiff's Complaint filed September 7, 2012 in Dorchester County Action 2014-CP-18-1793 (previously 2012-CP-18-2119 before 40(j) dismissal)
8. Plaintiff's Complaint filed December 6, 2012 in Dorchester County Action 2014-CP-18-1792 (previously 2012-CP-18-2738 before Rule 40(j) dismissal)
9. Plaintiff's Complaint filed March 4, 2014 in Dorchester County Action 2014-CP-18-0358
10. Appellant's Fifth (mislabelled as Fourth) Amended Answer, Affirmative Defenses, Crossclaim and Counterclaim dated March 21, 2016 in Dorchester County Action 2014-CP-18-1793
11. Appellant's Fourth Amended Answer, Affirmative Defenses, Crossclaim and Counterclaim dated March 4, 2016 in Dorchester County Action 2014-CP-18-1792
12. Appellant's Amended Answer, Affirmative Defenses, Crossclaim and Counterclaim dated March 4, 2016 in Dorchester County Action 2014-CP-18-0358
13. Plaintiff's Reply to Defendant's Fourth Answer, Affirmative Defenses, and Counterclaim dated May 8, 2014 in Dorchester County Action 2014-CP-18-1793 (previously 2012-CP-18-2119 before 40(j) dismissal)
14. Plaintiff's Reply to Defendant's Third Answer, Affirmative Defenses, and Counterclaim dated May 8, 2014 in Dorchester County Action 2014-CP-18-1792 (previously 2012-CP-18-2738 before Rule 40(j) dismissal)
15. Plaintiff's Reply to Defendant's Answer, Affirmative Defenses, and Counterclaim dated May 16, 2014 in Dorchester County Action 2014-CP-18-0358
16. Plaintiff's Complaint in the Charleston County Action (2012-CP-10-5887) dated September 5, 2015

17. Plaintiff's Reply to Third Amended Answer, Affirmative Defenses and Counterclaims in the Charleston County Action (2012-CP-10-5887) dated September 10, 2014
18. Appellant's Fifth Amended Answer, Affirmative Defenses, Crossclaim and Counterclaims in the Charleston County Action (2012-CP-10-5887) dated September 8, 2016
19. Respondent Swanson's Answer to Defendant/Third Party Plaintiff's Amended Answer, Affirmative Defenses Crossclaim, Counterclaims and Third Party Complaint dated April 4, 2016 in Dorchester County Action 2014-CP-18-1793
20. Respondent Swanson's Answer to Defendant/Third Party Plaintiff's Amended Answer, Affirmative Defenses Crossclaim, Counterclaims and Third Party Complaint dated April 4, 2016 in Dorchester County Action 2014-CP-18-1792
21. Respondent Swanson's Answer to Defendant/Third Party Plaintiff's Amended Answer, Affirmative Defenses Crossclaim, Counterclaims and Third Party Complaint dated April 4, 2016 in Dorchester County Action 2014-CP-18-0358
22. Respondent Swanson's Motion to Strike or Dismiss Defendant/Third Party Plaintiff's Complaint dated April 4, 2016 in Dorchester County Action 2014-CP-18-1793
23. Respondent Swanson's Motion to Strike or Dismiss Defendant/Third Party Plaintiff's Complaint dated April 4, 2016 in Dorchester County Action 2014-CP-18-1792
24. Respondent Swanson's Motion to Strike or Dismiss Defendant/Third Party Plaintiff's Complaint dated April 4, 2016 in Dorchester County Action 2014-CP-18-0358
25. Appellant's Rule 59(e) Motion dated July 13, 2016 in Dorchester County Action 2014-CP-18-1792
26. Appellant's Rule 59(e) Motion dated July 13, 2016 in Dorchester County Action 2014-CP-18-1793
27. Appellant's Rule 59(e) Motion dated July 13, 2016 in Dorchester County Action 2014-CP-18-0358
28. Appellant's Fifth (misabeled as Fourth) Amended Answer, Affirmative Defenses, Crossclaim and Counterclaim dated March 4, 2016 in Berkeley County Action 2012-CP-08-2618
29. Appellant's Fourth Amended Answer, Affirmative Defenses, Crossclaim and Counterclaim Dated March 4, 2016 in Berkeley County Action 2012-CP-08-3478

30. Appellant's Notice of Appeal Dated October 21, 2016 in Dorchester County Action 2014-CP-18-1793
31. Appellant's Notice of Appeal Dated October 21, 2016 in Dorchester County Action 2014-CP-18-1792
32. Appellant's Notice of Appeal Dated October 21, 2016 in Dorchester County Action 2014-CP-18-0358
33. Transcript of Hearing, June 1, 2016 in Dorchester County
34. Transcript of Hearing, August 25, 2016 in Dorchester County

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

Respectfully submitted,



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May 26, 2017