

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

The Honorable Edgar W. Dickson

Appellate Case No. 2017-000095
Lower Case No. 2016-CP-18-1849

RECEIVED

JUN 30 2017

SC Court of Appeals

IN RE: TRUST EIP CREATED UNDER THE LAST WILL AND TESTAMENT OF EUNICE
I. PAGE DATED OCTOBER 14, 1992,

Richard S. Henson and Vann Kenneth Henson.....Petitioners,

v.

Albert T. Henson, Jr., and Julian Reid HensonRespondents,

Of Whom Albert T. Henson, Jr., is the..... Appellant.

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

In addition to the designations of Appellant, Respondents Richard S. Henson and Vann
Kenneth Henson propose the following to be included in the Record on Appeal:

1. Respondents' Amended Petition to Appoint Successor Trustee and For Subsequent Estate Administration filed May 4, 2015;
2. Respondents' Answer to Counterclaim and Cross-Claim dated May 22, 2015;
3. Respondents' Answer to Restated Counterclaim and Cross-Claim filed July 10, 2015;
4. Respondents' Reply to Memorandum of Law in Opposition to Motion for Appointment of Special Fiduciary as Interim Trustee filed June 29, 2016;

5. Exhibit Numbers 1 through 3 submitted at the June 29, 2016 motion hearing before The Honorable Molly D. Edwards, including the Last Will and Testament, Deed of Distribution and Promissory Note with attached Mortgage;
6. Respondents' Supplemental Reply to Opposition to Motion for Appointment of Special Fiduciary as Interim Trustee filed July 7, 2016;
7. Respondents' Motions for an Expedited Hearing filed November 1, 2016 and November 23, 2016;
8. Notice of Hearing filed November 14, 2016; and
9. Respondents' Verified Petition to Lift Stay filed November 23, 2016.

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

Respectfully submitted,



Trudy H. Robertson (S.C. Bar No. 64856)
Paul M. Lynch (S.C. Bar No. 12833)
E. Brandon Gaskins (S.C. Bar No. 73274)
MOORE & VAN ALLEN PLLC
78 Wentworth Street
Charleston, SC 29401
(843) 579-7000

June 30, 2017

Attorneys for Respondents

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

The Honorable Edgar W. Dickson

Appellate Case No. 2017-000095
Lower Case No. 2016-CP-18-1849

RECEIVED

JUN 30 2017

SC Court of Appeals

IN RE: TRUST EIP CREATED UNDER THE LAST WILL AND TESTAMENT OF EUNICE
I. PAGE DATED OCTOBER 14, 1992,

Richard S. Henson and Vann Kenneth Henson Petitioners,

v.

Albert T. Henson, Jr., and Julian Reid Henson..... Respondents,

Of Whom Albert T. Henson, Jr., is theAppellant.

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

This is to certify that I have this day served counsel for the Appellant in the foregoing matter with a copy of the foregoing *Counter Designation of Matter to be Included in the Record on Appeal* by depositing same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Daniel F. Blanchard, III, Esquire
Rosen, Rosen & Hagood, LLC
151 Meeting Street, Suite 400
Post Office Box 893
Charleston, SC 29402



Trudy H. Robertson (S.C. Bar No. 64856)
Paul M. Lynch (S.C. Bar No. 12833)
E. Brandon Gaskins (S.C. Bar No. 73274)
MOORE & VAN ALLEN PLLC
78 Wentworth Street
Charleston, SC 29401
(843) 579-7000
E-mail: trudyrobertson@mvalaw.com
paullynch@mvalaw.com
brandongaskins@mvalaw.com

Attorneys for Respondents

June 30, 2017

Charleston, South Carolina

June 30, 2017

Trudy Hartzog Robertson
Attorney at Law

T 843 579 7061
F 843 579 8722
trudyrobertson@mvalaw.com

Via Hand Delivery

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

Moore & Van Allen PLLC

78 Wentworth St.
Charleston, SC 29401-1428

Mailing Address:
Post Office Box 22828
Charleston, SC 29413-2828

Re: Richard S. Henson and Vann Kenneth Henson v. Albert T. Henson, Jr., and Julian Reid Henson
Appellate Case No. 2017-000095
Case No.: 2016-CP-18-1849
Our File No.: 036899.000004

RECEIVED

JUN 30 2017

SC Court of Appeals

Dear Ms. Kitchings:

Please find enclosed for filing an original and one (1) copy of the Initial Brief of Respondents, Counter Designation of Matter to be Included in the Record on Appeal, and Proofs of Service for same in the above referenced case.

Please file the originals and return a date-stamped copy of each to me in the enclosed self-addressed stamped envelope provided.

By copy of this letter, I am serving all counsel of record with a copy of the same.

Thank you for your assistance in this matter.

Sincerely,

Moore & Van Allen PLLC



E. Brandon Gaskins

THR/meh

Enclosures: as stated

cc: Daniel F. Blanchard, III, Esquire