

THE STATE OF SOUTH CAROLINA
IN THE SOUTH CAROLINA COURT OF APPEALS

APPEAL FROM HORRY COUNTY
COURT OF COMMON PLEAS

Karl A. Folkens, Special Referee

Appellate Case No: 2017-001646

RECEIVED

SEP 25 2017

SC Court of Appeals

Jericho State Capital Corp. of Florida.....Plaintiff,

v.

Chicago Title Insurance Company.....Defendant,

AND

Lynx Jericho Partners, LLC.....Plaintiff,

v.

Chicago Title Insurance Company.....Defendant.

Of whom Jericho State Capital Corp. of Florida and Lynx Jericho Partners, LLC are the Appellants,

And Chicago Title Insurance Company is the Respondent.

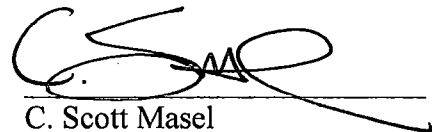
DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

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

1. 7/27/2017 Order Addressing Motions For Summary Judgment of Special Referee
2. 11/7/2007 Order of Foreclosure (C/A: 2007-CP-26-3579)
3. 2/3/2012 Order of Bankruptcy Court (C/A: 11-49803 RLE)
4. 11/19/2014 Form 4 Judgment for \$2,100,000 (C/A: 2009-CP-26-11956)
5. Complaint of Appellant Jericho State Capital
6. Answer of Chicago Title to Jericho State Complaint
7. Complaint of Appellant Lynx Jericho
8. Answer of Chicago Title to Lynx Jericho Complaint
9. Complaint of Jericho State for Declaratory Judgment (C/A: 2009-CP-26-9968)

10. Stipulation of Dismissal (C/A: 2009-CP-26-9968)
11. 2009 Condemnation Notice and 2011 Amended Notice (C/A: 2009-CP-26-11956)
12. 1999 Horry County Ordinance No. 107-98
13. 1999 Horry County Ordinance No. 153-99
14. 2002 Horry County Ordinance No. 88-202
15. 7/25/2006 Deed From McClamb to Peachtree Properties
16. 7/25/2006 First Mortgage to R.E. Loans, LLC
17. 7/25/2006 Second Mortgage to Jericho State Capital
18. 7/25/2006 Loan Title Policy (First Mortgage)
19. 7/25/2006 Loan Title Policy (Second Mortgage)
20. 10/30/2007 Foreclosure Transcript of Hearing (C/A: 2007-CP-26-3579), p. 1, 12 and 13.
21. 2/26/2008 Deed of Master in Equity, Deed Book 3317, Page 969
22. 7/28/2011 Corrective Assignment to Mortgage Fund '08, Mortgage Book 5336, Page 3001
23. 5/22/2013 Assignment of Mortgage to Lynx Jericho, Mortgage Book 5500, Page 2940
24. 2/26/2009 Claim Letter of Jericho State
25. 12/3/2009 Response of Chicago Title to Jericho State's Claim Letter
26. 6/21/2013 Claim Letter and 11/14/2014 Supplemental Claim Letter of Lynx Jericho
27. 12/3/2009 Response letter of Chicago Title to Lynx Jericho's Claim
28. Deposition Transcript of David Turner and Exhibit 1 thereto.
29. Deposition Transcript of Glenn Chwatt
30. Deposition Transcript of Scott Svirsky
31. Plaintiffs' Exhibits A, B and C at the 1/26/2017 Summary Judgment Hearing

Pursuant to Rule 209, I certify this designation contains no matter which is irrelevant to this appeal.
September 21, 2017



C. Scott Masel
S.C. Bar No. 12497
Newby, Sartip, Masel & Casper, LLC
4593 Oleander Drive
Myrtle Beach, SC 29577

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And Chicago Title Insurance Company is the Respondent.

PROOF OF SERVICE

As an employee of Newby Sartip Masel & Casper, LLC, attorneys for the Appellant, I certify that I have served a copy of the Appellant's Initial Brief and Designation of Matter in the above case upon counsel for the Respondent via U.S. Mail, addressed as follows:

Demetri K. Koutrakos
1812 Lincoln Street, Suite #200
Columbia, South Carolina 29202


Karen K. Madert

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ATTORNEYS AT LAW

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September 22, 2017

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SEP 25 2017

SC Court of Appeals

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

VIA FEDEX OVERNIGHT

RE: Jericho State v. Chicago Title Insurance (Lynx Jericho Partners v. Chicago
Title Insurance)
Appellate Case No.: 2017-001646

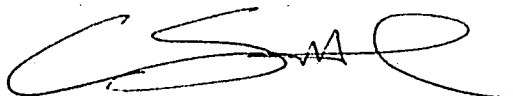
Dear Ms. Kitchings:

Enclosed please find the Appellant's Initial Brief, Designation of Matter, and Certificate of Service in the above case. Please file the same in your office and return filing confirmation in the self-addressed envelope provided.

Thank you for your assistance in this matter. Please contact my office with any questions.

Very truly yours,

NEWBY SARTIP MASEL & CASPER, LLC



C. Scott Masel
Attorney for Appellant

CSM/km
Encl: Stated

cc: Demetri K. Koutrakos

ORIGIN ID:MYRA (843) 449-9417
KAREN MADERT

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UNITED STATES US

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TO **JENNY ABBOTT KITCHINGS**
SOUTH CAROLINA COURT OF APPEALS
1220 SENATE ST.

COLUMBIA SC 29201

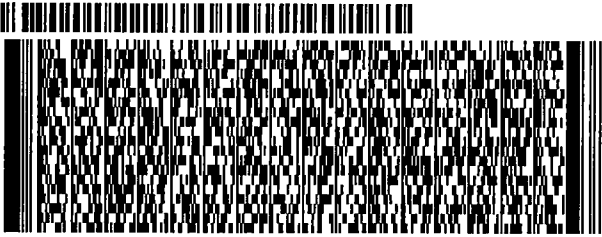
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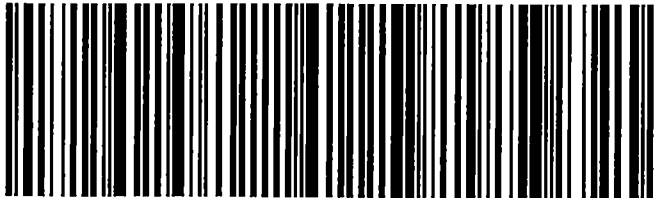
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SC Court of Appeals

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