

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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NOV 27 2012

SC Court of Appeals

2012 - 213274

Appeal from Newberry Court
Court of Common Pleas
Frank R. Addy, Jr. Cir. Judge

Bennie D. Mitchell

Appellant

vs

Joy E. Holston, Court Reporter, et. al.

Respondents

APPELLANT'S DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

Appellant proposes the following to be included in the record on appeal.

- (1) Appellant's certified 4m trust fund account
- (2) Appellant's motion to proceed in forma pauperis
- (3) Appellant's Declaratory Judgment pgs 1 of 9 and 8 of 9.
- (4) Judge's order 3 pgs
- (5) Judge's order denying Appellant's 59 (e) motion 1 pg.

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

Date:

Respectfully submitted
Bennie Mitchell
Appellant

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PROOF OF SERVICE

I Bennie Mitchell certify that I have served the S.C. Ct. of Appeals Hon. Clerk, Jenny A. Kitchings at P.O. Box 11629 Colq SC 29201 and the Hon. Nby Clerk of Ct Mrs. Jackie-S. Bowers at 1226 College St. Nby SC 29108 my initial brief and designation of matter. By placing the above said in the ME Corr. Inst. mail room on this 20 day of NOV 2012 to be placed in the U.S. mail with postage prepaid.

S WORN to and subscribed before me
this 20 day of NOV 2012

Joyce L Young
Notary Public
My Commission Expires 10/1/2021

Bennie Mitchell

S.C. Ct. of Appeals
Hon. Clerk, Jenny A. Kitchings
P.O. Box 11629
Columbia, SC 29201

Date: Nov 29, 12

Dear Hon. Kitchings

Please find enclosed for filing my
initial brief and designation of matter.

I would you be so kind as to send
me back a filed copy of each.

Thanking you in advance, I remain

Sincerely,

B. Mitchell

cc: Clerk, Bowers
Personal file