

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

Case No. 2014-CP-21-00916

Beneficial Financial I Inc., successor by merger to
Beneficial Mortgage Co. of South Carolina, Appellant

v.

Jon Windham, a/k/a Jon D. Windham; Frances Windham, a/k/a
Frances C. Windham; and Jerry Coker, a/k/a Jerry L. Coker;
Carolina Bank & Trust Co.; The United States of America, by and
through its agency, the Internal Revenue Service; and
The Citizens Bank, Defendants,

Of Whom Jon Windham a/k/a Jon D. Windham is the Respondent

Appellate Case No. 2017-001954

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SC Court of Appeals

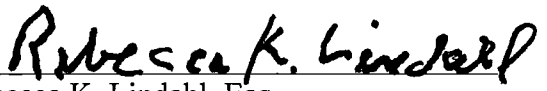
DESIGNATION OF MATTER TO BE INCLUDED IN THE
RECORD ON APPEAL

Appellant Beneficial Financial I, Inc. proposes the following be included in the Record on Appeal:

1. Complaint, filed April 11, 2014
2. Answer and Counterclaim of Windham, filed May 12, 2014
3. Reply to Counterclaims, filed July 18, 2014
4. Motion for Summary Judgment, filed July 26, 2017
5. Memorandum in Support of Motion for Summary Judgment (including the Affidavit of Jon Windham), filed August 18, 2017

6. Order on Summary Judgment, filed September 8, 2017
7. Transcript of Hearing held August 31, 2017

The undersigned counsel of record for the Appellant hereby certifies that this Designation contains no matter which is irrelevant to the appeal.



Rebecca K. Lindahl, Esq.
Katten Muchin Rosenman LLP
550 S. Tryon Street, Suite 2900
Charlotte, NC 28202
(704) 344-3141
Attorney for Appellant

February 7, 2018

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PROOF OF SERVICE

I certify that I have served the foregoing Designation of Matter to be Included in Record on Appeal on the Respondent Jon Windham, a/k/a Jon D. Windham, by depositing a copy of it in the United States Mail, postage prepaid, on February 7, 2018, addressed to his attorney of record:

Penny Hays Cauley, Esq.
Hays Cauley, P.C.
1303 W. Evans Street
Florence, SC 29501
(843) 665-1717


Rebecca K. Lindahl, Esq.
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(704) 344-3141
Attorney for Appellant

February 7, 2018

Via Federal Express

Ms. Jenny Abbott Kitchings
Clerk of Court- SC Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

**Re: Beneficial Financial I Inc., successor by merger to
Beneficial Mortgage Co. of South Carolina, Appellant**

v.

**Jon Windham, a/k/a Jon D. Windham; Frances Windham, a/k/a
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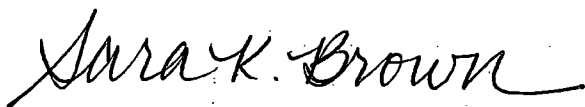
Appellate Case No. 2017-001954

Dear Ms. Kitchings:

Enclosed please find Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal. A copy of the enclosed has been served on counsel for the Respondent via U.S. Mail.

Please return a file-stamped copy in the self-addressed stamped envelope provided.

Sincerely,



Sara K. Brown
Paralegal

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Ms. Jenny Abbott Kitchings
February 7, 2018
Page 2

SKB:
Enclosure

cc: Penny Hays Cauley

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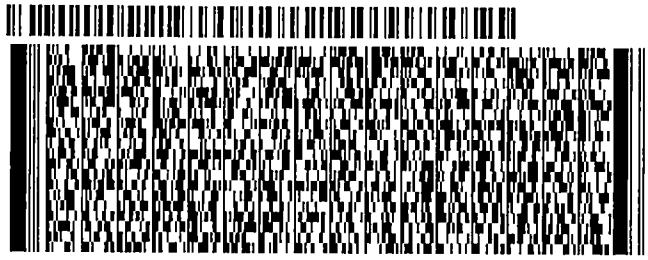
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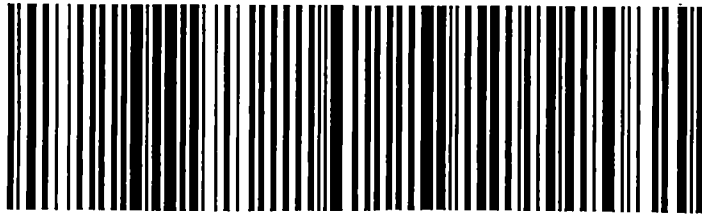
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SC Court of Appeals

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