

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Charleston County Master in Equity

Appellate Case No. 2018-000118

RECEIVED

APR 11 2018

SC Court of Appeals

Bayview Loan Servicing, LLC,

Appellant,

v.

Patrick A. Oden, Suzanne Oden,
and Hickory Hill Plantation Community Association,

Respondents,

DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

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

1. Lis Pendens, Summons, and Complaint in Civil Action No. 2010-CP-10-01074, filed on February 8, 2010;
2. Affidavit of Default and Order of Reference, filed March 29, 2010;
3. Affidavit of Non-Eligibility under the Home Affordable Modification Program/2009-05-22-01 S.C. Supreme Court Administrative Order, filed September 28, 2010;
4. Affidavit as to No Receipt of Counter-Affidavit under Home Affordable Modification Program/2009-05-22-01 S.C. Supreme Court Administrative Order, filed October 1, 2010;
5. Notice of Foreclosure Intervention under 2011-05-02-01 S.C. Supreme Court Administrative Order, filed May 27, 2011;
6. Denial of Foreclosure Intervention under 2011-05-02-01 S.C. Supreme Court Administrative Order, filed April 12, 2012;

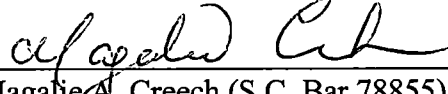
7. Answer and Jury Demand, filed May 29, 2012;
8. Motion to Compel Discovery, filed August 27, 2012;
9. Motion to Compel Discovery, filed January 28, 2013;
10. Motion to Strike Answer and Supporting Affidavit, filed March 22, 2013;
11. Order Amending Caption and Substituting Plaintiff, filed October 14, 2014;
12. Motion to Compel Insurance Proceeds, filed November 14, 2014;
13. Order Granting Motion to Compel Insurance Proceeds, filed December 4, 2014;
14. Transcript of Hearing held January 20, 2015;
15. Order Dismissing Foreclosure with Prejudice, filed February 4, 2015;
16. Motion to Substitute Plaintiff, filed April 14, 2017;
17. Motion for Relief from Judgment pursuant to Rule 60(b)(5), SCRCP and Supporting Memorandum of Law, filed April 14, 2017;
18. Transcript of Hearing held May 10, 2017;
19. Order Denying Motion to Substitute Plaintiff and Motion for Relief from Judgment, filed July 18, 2017;
20. Motion for Reconsideration, filed August 10, 2017;
21. Order Denying Motion for Reconsideration, filed January 17, 2018; and
22. Notice of Appeal, filed January 24, 2018

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

(SIGNATURE PAGE FOLLOWS)

Respectfully submitted,

FINKEL LAW FIRM LLC

A handwritten signature in black ink, appearing to read "Magalie A. Creech", written over a horizontal line.

Magalie A. Creech (S.C. Bar 78855)

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Attorneys for Appellant

April 9, 2018

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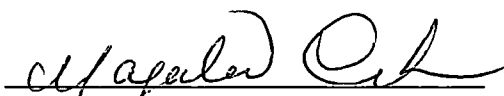
Patrick A. Oden, Suzanne Oden,
and Hickory Hill Plantation Community Association,

Respondents,

PROOF OF SERVICE

I certify that I have served the *Appellant's Initial Brief and Designation of Matter* by depositing a copy of same in the United States Mail, postage prepaid, on April 9, 2018, addressed to Respondents' counsel of record, Paul Doolittle, Esquire, P.O. Box 2579, Mt. Pleasant, South Carolina 29465-2579.

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April 9, 2018