

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

The Honorable R. Lawton McIntosh

Appellate Case No. 2017-002472

RECEIVED
APR 25 2018
SC Court of Appeals

Community First Bank,..... Appellant,

v.

John M. Powell, Frederick D. Shepherd, Jr., James E. McCoy,
MPS Golf Course, Inc., and MPS Development, Inc.,
Of whom, Frederick D. Shepherd, Jr., is..... Respondent.

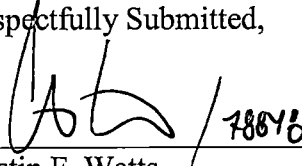
DESIGNATION OF MATTER

In addition to materials previously designated by Appellant Community First Bank, Respondent, Frederick D. Shepherd Jr., proposes the following additional materials for inclusion in the Record on Appeal:

- 1) Sanctions Hearing, March 31, 2017, Exhibit/Tab 14- *Shepherd Correspondence to Court*, (April 28, 2016)
- 2) Def. Frederick D. Shepherd, Jr., *Memorandum in Support of Motion To Compel Discovery*, with exhibits A-O, (March 11, 2016)
- 3) Pl. Community First Bank's *Motion to Dismiss Fred Shepherd Without Prejudice*, (October 10, 2017)
- 4) Def. Frederick D. Shepherd, Jr., *Motion For Rule 11 Sanctions and Partial Summary Judgment*, (October 17, 2017)
- 5) Def. Frederick D. Shepherd, Jr., *Memorandum in Support of Rule 11 Sanctions and Partial Summary Judgment*, with exhibits A-AC, (November 1, 2017)
- 6) Pl. Community First Bank's *Motion to Seal*, (October 10, 2017)

I certify that this Designation of Matter contains no material that is irrelevant to this Appeal.

Respectfully Submitted,

Handwritten signature in black ink, appearing to read 'AFW / DFP' with a date '4/23/18' written to the right.

Austin F. Watts
Douglas F. Patrick
Douglas F. Patrick, P.A.
211 Pettigru St.
Greenville, S.C. 29601
Attorneys for Respondent

April 23, 2018

CERTIFICATE OF MAILING

This is to certify that the undersigned attorney for the Defendant did cause the *Designation of Matter* to be served upon the attorney for the Plaintiff, by mailing a copy of the same in an envelope addressed as shown below and depositing the same in the United States Mail, proper postage affixed thereto, on 23rd day of April, 2018.

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By: Sherri Garrett
Sherri Garrett, Paralegal

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RE: Community First Bank, Appellant vs. John M. Powell, Frederick D. Shepherd, Jr., James E. McCoy, MPS Golf Course, Inc., and MPS Development, Inc., of whom, Frederick D. Shepherd, Jr. is Respondent
Appellate Case No: 2017-002472

To Whom It May Concern:

Please find enclosed the original and 4 copies of the Respondent, Frederick D. Shepherd, Jr.'s, Initial Brief and Designation of Matter for filing in the above-referenced matter. Please return stamped copies of the same to me in the envelope provided. If you have any questions or need anything further, please do not hesitate to contact me.

Sincerely,

Covington, Patrick, Hagins, Stern & Lewis, LLC

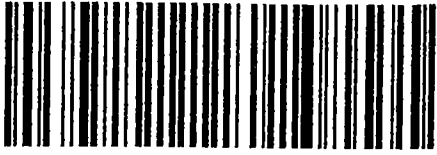
Austin Watts

Austin F. Watts

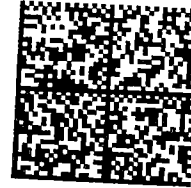
AFW/skg
Enclosures

cc: W. Andrew Arnold, Esq.
Justin N. Outling, Esq.
James C. Adams, II, Esq.

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FROM: Covington, Patrick, Hagins, Stern & Lewis, LLC
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