

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master-in-Equity

Case No. 2016-CP-10-06750
Appellate Case No.: 2018-000260

RECEIVED
MAY 14 2018
SC Court of Appeals

Charles Kelley a/k/a Charles E. Kelley and
Deborah Kelley a/k/a Deborah L. Kelley,Appellants,

v.

Seabrook Island Property Owners Association,
Mortgage Electronic Registration Systems, Inc.,
its successors and assigns, as nominee for
Chase Mortgage Company, its successors and assigns,
a Delaware corporation, Spinnaker Beach House Owners Association,
and 749 Spinnaker, LLC,Respondents.

**DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

Appellants propose the following to be included in the Record on Appeal:

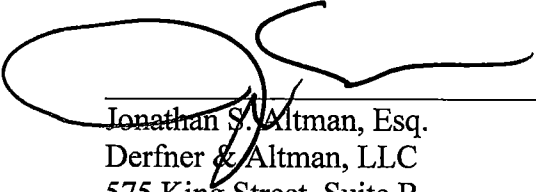
1. Lis Pendens dated December 19, 2016;
2. Summons dated December 19, 2016;
3. Complaint dated December 19, 2016;
4. Affidavit of Process Server for Appellant Deborah Kelley dated January 5, 2017;
5. Affidavit of Process Server for Appellant Charles Kelley dated January 5, 2017;
6. Affidavit of Default as to Appellants dated March 9, 2017;
7. Order of Reference dated March 9, 2017;
8. Judgment of Foreclosure and Sale dated May 1, 2017;
9. Appellants' Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed dated September 18, 2017;

10. Respondent 749 Spinnaker, LLC's Motion to Intervene and Memorandum in Opposition to Appellants' Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed dated October 13, 2017;
11. Amended Affidavit of Process Server for Appellant Deborah Kelley dated October 17, 2017;
12. Amended Affidavit of Process Server for Appellant Charles Kelley dated October 17, 2017;
13. Affidavit of Appellant Deborah Kelley dated November 21, 2017;
14. Affidavit of Appellant Charles Kelley dated November 21, 2017;
15. Respondent Seabrook Island Property Owners Association's Reply to Appellants' Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed dated November 20, 2017;
16. Appellants' Memorandum in Support of Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed dated November 27, 2017;
17. Consent Order dated November 29, 2017;
18. Order of the Honorable Mikell R. Scarborough, Master-in-Equity, denying Appellants' Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed dated December 15, 2017;
19. Appellants' Motion for Reconsideration dated January 8, 2018;
20. Respondent Seabrook Island Property Owners Association's Reply in Opposition to Appellants' Motion for Reconsideration dated January 22, 2018;
21. Respondent 749 Spinnaker LLC's Reply in Opposition to Appellants' Motion for Reconsideration dated January 25, 2018;
22. Order of the Honorable Mikell R. Scarborough, Master-in-Equity, denying Appellants' Motion for Reconsideration dated February 12, 2018; and
23. Appellants' Notice of Appeal dated February 20, 2018.

Certificate of Counsel

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

Date: May 11, 2018



Jonathan S. Altman, Esq.
Derfner & Altman, LLC
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Charleston, SC 29403
Telephone: (843) 723-9804

Attorney for Appellants

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
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Mikell R. Scarborough, Master-in-Equity

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.....Appellants,

v.

Seabrook Island Property Owners Association,
Mortgage Electronic Registration Systems, Inc.,
its successors and assigns, as nominee for
Chase Mortgage Company, its successors and assigns,
a Delaware corporation, Spinnaker Beach House Owners Association,
and 749 Spinnaker, LLC,

.....Respondents.

PROOF OF SERVICE

I certify that I have served Appellants' Initial Brief and Designation of Matter on Respondents Seabrook Island Property Owners Association, Mortgage Electronic Registration Systems, Inc., its successors and assigns, as nominee for Chase Mortgage Company, its successors and assigns, a Delaware corporation, Spinnaker Beach House Owners Association, and 749 Spinnaker, LLC, by depositing a copy of it in the United States Mail, postage prepaid, on May 11, 2018, properly addressed to their attorney(s) of record as follows:

Kristin Nichols, Esquire
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Charleston, SC 29413

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Mt. Pleasant, SC 29464

Attorney for 749 Spinnaker, LLC

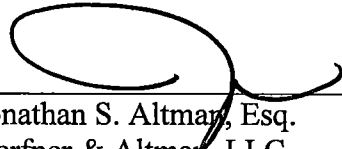
Stephanie C. Trotter, Esq.
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Attorney for Spinnaker Beach House Owners Association

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Attorney for Mortgage Electronic Registration Systems, Inc., its successors and assigns, as nominee for Chase Mortgage Company, its successors and assigns, a Delaware Corporation

May 16, 2018


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575 King Street, Suite B
Charleston, SC 29403

Attorney for Appellants

D · & · A

D E R F N E R
& A L T M A N

May 11, 2018

The Honorable Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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SC Court of Appeals

RE: *Seabrook Island Property Owners Association v. Charles Kelley a/k/a Charles E. Kelley, Deborah Kelley a/k/a Deborah L. Kelley, Mortgage Electronic Registration Systems, Inc., its successors and assigns, as nominee for Chase Mortgage Company, its successors and assigns, a Delaware Corporation, Spinnaker Beach House Owners Association, and 749 Spinnaker, LLC*

Appellate Case No.: 2018-000260

Dear Ms. Kitchings:

Please find enclosed an original and one copy of the following documents relative to the above referenced matter:

1. Appellants' Initial Brief;
2. Appellants' Designation of Matter; and
3. Proof of Service.

Please file the original and return a clocked-in copy to me in the enclosed self-addressed stamped envelope. Please contact me with any questions you may have regarding the above matter.

Yours Very Truly,

DERFNER & ALTMAN, LLC



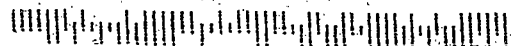
Jonathan S. Altman

JSA/rs

Enclosures

ARMAND DERFNER | SAMUEL H. ALTMAN | JONATHAN S. ALTMAN

cc: Kristin Nichols, Esq. *(via mail)*
R. Hawthorne Barrett, Esq. *(via mail)*
Hal E. Cobb, Esq. *(via mail)*
Louis M. Johnson, Esq. *(via mail)*
Stephanie C. Trotter, Esq. *(via mail)*



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