

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master-In-Equity

Appellate Case No.: 2018-000260

RECEIVED
JUN 07 2018
SC Court of Appeals

Seabrook Island Property Owners Association,.....Respondent,

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; and Spinnaker Beach House Owners Association,.....Defendants,

Of whom Charles Kelley a/k/a Charles E. Kelley and Deborah Kelley a/k/a Deborah L. Kelley are the.....Appellants,

And of which Mortgage Electronic Registration Systems, Inc., its successors and assigns as nominee for Chase Mortgage Company, its successors and assigns, a Delaware Corporation; and Spinnaker Beach House Owners Association are also.....Respondents.

RESPONDENT SEABROOK ISLAND PROPERTY OWNERS ASSOCIATION'S DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

The Respondent Seabrook Island Property Owners Association designates the following materials for inclusion in the Record on Appeal:

1. Lis Pendens;

2. Summons and Complaint;
3. Affidavit of Process Server (Deborah Kelley);
4. Affidavit of Process server (Charles Kelley);
5. Affidavit of Default;
6. Order of Reference;
7. Judgment of Foreclosure and Sale;
8. Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed;
9. Amended Affidavit of Process Server (Deborah Kelley);
10. Amended Affidavit of Process Server (Charles Kelley);
11. Affidavit of Deborah Kelley;
12. Affidavit of Charles Kelley;
13. Seabrook's Reply to Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed;
14. Order Denying Motion to Set Aside Entry of Default and Vacate Judgment of Foreclosure and Sale and Master's Deed
15. Motion for Reconsideration;
16. Seabrook's Reply in Opposition to Motion for Reconsideration;
17. Order denying Motion for Reconsideration;
18. Right to Cure letter from counsel for Seabrook to Charles and Deborah Kelley (dated August 25, 2016).

The undersigned, an attorney in this matter for the Respondent Seabrook Island Property Owners Association, certifies that this designation does not contain any materials that are irrelevant to the issues on appeal.



R. Hawthorne Barrett
 Turner Padget Graham & Laney, P.A.
 P.O. Box 1473
 Columbia, SC 29202
 (803) 227-4219
tbarrett@turnerpadget.com

Kristen N. Nichols
 Turner Padget Graham & Laney, P.A.
 P.O. Box 22129
 Charleston, SC 29413
 (843) 576-2836
knichols@turnerpadget.com

Attorneys for Respondent Seabrook
 Island Property Owners Association

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

JUN 07 2018

SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Mikell R. Scarborough, Master-In-Equity

Appellate Case No.: 2018-000260

Seabrook Island Property Owners Association,.....Respondent,

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; and Spinnaker Beach House Owners Association,.....Defendants,

Of whom Charles Kelley a/k/a Charles E. Kelley and Deborah Kelley a/k/a Deborah L. Kelley are the.....Appellants,

And of which Mortgage Electronic Registration Systems, Inc., its successors and assigns as nominee for Chase Mortgage Company, its successors and assigns, a Delaware Corporation; and Spinnaker Beach House Owners Association are also.....Respondents.

PROOF OF SERVICE

The undersigned, an attorney in this matter for the Respondent Seabrook Island Property Owners Association (“Seabrook”), certifies that I have this **7th day of June, 2018**, served copies of Seabrook’s **Initial Respondent’s Brief and Designation of Matter to be Included in**

Record on Appeal upon all other counsel of record by causing them to be deposited in the United States mail with sufficient postage attached, addressed to:

Jonathan S. Altman
Derfner & Altman, LLC
575 King St., Suite B
Charleston, SC 29403

Attorney for Appellants

Hal E. Cobb
Cobb, Dill & Hammett, LLC
300 W. Coleman Blvd. #106
Mt. Pleasant, SC 29464

Attorney for 749 Spinnaker LLC

Stephanie C. Trotter
McCabe Trotter & Beverly, PC
P.O. Box 212069
Columbia, SC 29221

Attorney for Spinnaker Beach
House Owners Association

Louise M. Johnson
Scott & Corley, PA
P.O. Box 2065
Columbia, SC 29202

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



R. Hawthorne Barrett
Turner Padget Graham & Laney, P.A.
P.O. Box 1473
Columbia, SC 29202
(803) 227-4219
tbarrett@turnerpadget.com

Kristen N. Nichols
Turner Padget Graham & Laney, P.A.
P.O. Box 22129
Charleston, SC 29413
(843) 576-2836
knichols@turnerpadget.com

Attorneys for Respondent Seabrook
Island Property Owners Association

June 7, 2018

Turner | Padget

REPLY TO:

R. Hawthorne Barrett

E-Mail: TBarrett@TurnerPadget.com
Writer's Direct Dial: (803) 227-4219
Writer's Direct Fax: (803) 400-1454

June 7, 2018

Via Hand Delivery

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

RECEIVED

JUN 07 2018

SC Court of Appeals

Re: Seabrook Island v. Charles Kelley
Appellate Case No. 2018-00260
Our File No. 7941.167

Dear Ms. Kitchings:

Enclosed are the originals and one copy each of the following materials from the Respondent Seabrook Island Property Owners Association: (1) Initial Respondent's Brief, (2) Designation of Matter to be Included in Record on Appeal; and (3) Proof of Service. Please file the originals and return the stamped copies to our courier. Thank you for your kind assistance.

Sincerely,

TURNER PADGET GRAHAM & LANEY P.A.



R. Hawthorne Barrett

RHB
Enclosures

cc: Jonathan Scott Altman, Esq.
Hal E. Cobb, Esq.

The Hon. Jenny Abbott Kitchings
June 7, 2018
Page 2

Stephanie Carol Trotter, Esq.
Louise Myers Johnson, Esq.