

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 12 2018
SC Court of Appeals

749 Spinnaker, LLC,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; Spinnaker Beach House Owners Association; and Seabrook Island Property Owners Association as also,.....Respondents.

INITIAL BRIEF OF RESPONDENT
749 SPINNAKER, LLC' DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL

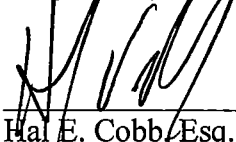
The Respondent 749 Spinnaker, LLC designates the following materials for inclusion in the Record on Appeal:

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 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 749 Spinnaker, LLC, certifies that this designation does not contain any materials that are irrelevant to the issues on appeal.

Respectfully Submitted,



Hal E. Cobb, Esq.
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749 Spinnaker, LLC

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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; Spinnaker Beach House Owners Association; and Seabrook Island Property Owners Association as also,.....Respondents.

PROOF OF SERVICE

The undersigned, an attorney in this matter for the Respondent 749 Spinnaker, LLC (749 Spinnaker), certifies that I have on the 11 day of June, 2018, served copies of 749 Spinnaker'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 State mail with sufficient

postage attached, addressed to:

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

Attorney for the Appellants

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

Attorney for Spinnaker Beach House Owners
Association

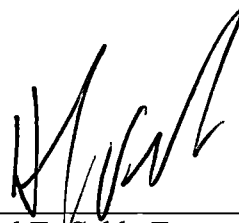
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Attorney for which Mortgage Electronic
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assigns as nominee for Chase Mortgage
Company, its successors and assigns, a Delaware
Corporation



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Attorney for Respondent
749 Spinnaker, LLC

June 11, 2018

Turner | Padget

R. Hawthorne Barrett

REPLY TO:

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Writer's Direct Dial: (803) 227-4219
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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

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

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JUN 12 2018

SC Court of Appeals

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.

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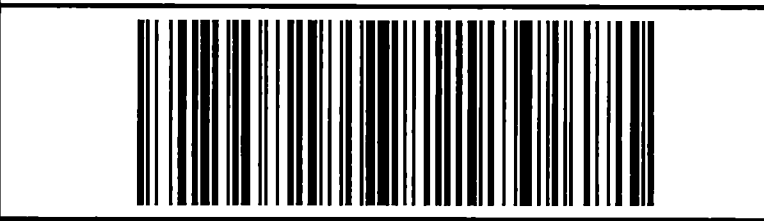
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