



Nathaniel Roberson

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June 15, 2018

HAND DELIVERED

RECEIVED

JUN 15 2018

SC Court of Appeals

The South Carolina Court of Appeals
ATTN: Ms. V. Claire Allen, Deputy Clerk of Court
1220 Senate Street
P.O.Box 11629
Columbia, SC 29201

RE: *Satara Lopez v. Citi Mortgage*
Appellate Case No.: 2018-00106

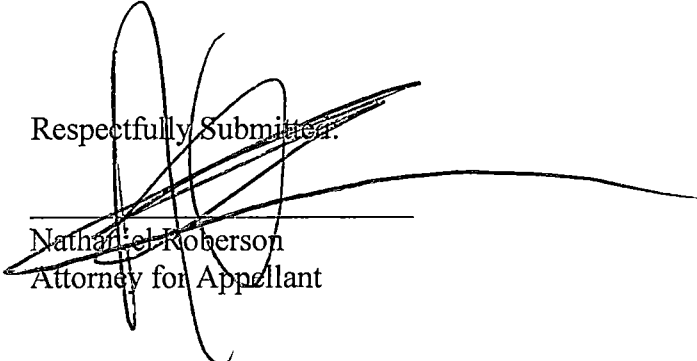
Dear Ms. Allen:

Please find enclosed some of the judgments and orders to be in compliance with Rule 267 of South Carolina Appellate Court Rules, which are as follows:

1. Master In Equity Order and Judgment of Foreclosure and Sale
2. Order Denying Motion Pursuant to Rule 60
3. Order of Reference
4. Master's Report on Sale and Disbursement and Order of Confirmation
5. Order Restoring Case

Please be advised that this is not a complete list of all matters for appellate review as many ruling made by the court were not by written order and in some hearings a Court Reporter was not present.

Respectfully Submitted,


Nathaniel Roberson
Attorney for Appellant

cc:

Drew Walker
Rogers Lewis Attorneys at Law
1901 Main Street, Suite 1200
Columbia, South Carolina 29201 (w/enclosures)

Thad H. Westbrook
Nelson Mullins Riley & Scarborough, LLP
1320 Main St., 17th Floor
Columbia, South Carolina 29201 (w/enclosures)

STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

CitiMortgage, Inc.,

Plaintiff,

vs.

John F. Mitchem, III; Satara C. Lopez; Francisco A. Lopez; Palmer Memorial Chapel; Warren W. Wood; Kelly Nicole Wilson; TBF Financial, LLC; Midland Funding LLC; Portfolio Recovery Associates, LLC; Portfolio Recovery Associates, LLC Assignee of MBNA America Bank, N.A.; and Westlake Services, Inc.,

Defendants.

IN THE COURT OF COMMON PLEAS

CIVIL ACTION NO.: 2015-CP-40-03832

**MOTION FOR REMAND
TO COMMON PLEAS
COURT**

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SC Court of Appeals

JEANNETTE W. MCBRIDE
C.C.P. & G.S.

2016 SEP 26 PM 12:02

RICHLAND COUNTY
FILED

**TO: Thad Westbrook, Attorney for the Plaintiff, CitiMortgage, Inc., and Drew Walker
Attorney for CitiMortgage, Inc.:**

YOU WILL PLEASE take notice that defendants, Satara Lopez and Francisco Lopez, by and through their undersigned counsel will move before the Honorable Joseph Strickland, Master-in-Equity for Richland County, ten (10) days after service or as soon thereafter as counsel may be heard for an order remanding the case back to the Court of Common Pleas for Richland County.

This notice will be based upon, but not limited to the following:

1. The order of reference is improper because a hearing on the motion to refer was not held or notice of the hearing was not served upon counsel for the defendants.
2. There is a pending order before the Honorable Casey Manning on motions filed and argued on behalf of the plaintiff by Attorney Drew Walker.

3. The plaintiff recently served on counsel for the Lopez's a massive amount of discovery that was long over-due and must studied for its full compliance.

4. That there are no outstanding issues for the Master-in-Equity to decide that a Richland County Common Pleas Jury cannot hear and decide.

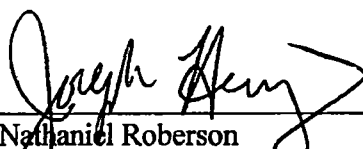
5. That this Plaintiff has not made a prima facie case for foreclosure on the property of the defendants, Satara Lopez and Francisco Lopez as it has only shown a fraudulent mortgage without a deed or any written instrument from the Lopez's to the co-defendant of John F. Mitchem, III, conveying an interest in the subject property, through which plaintiff bases its claim.

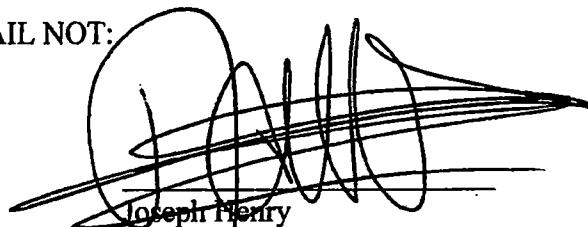
6. That the reference to the Master-in-Equity is a last attempt to bury this case and to continue to frustrate the Lopez's right to have a clear Title to their property after twenty-three years, since July 10, 2003.

7. That this case is ready for trial and should proceed forward.

This motion will further be based upon the arguments of counsel, legal memorandum, discovery materials and such other and further evidence as the court may allow.

HEREIN FAIL NOT:


Nathaniel Roberson
Attorney for Defendant
1708 Richland Street
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803-252-4449


Joseph Henry
Attorney for Defendant
1708-B Richland Street
Columbia, S.C. 29201
803-929-3484

Columbia, South Carolina
Sept. 23, 2016

JUDGE'S SECTION	
<input type="checkbox"/> Motion Fee to be paid upon filing of the attached order.	JUDGE CODE _____
<input type="checkbox"/> Other: _____	Date: _____
CLERK'S VERIFICATION	
Collected by: <u>metts</u>	Date Filed: <u>9/20/10</u>
<input type="checkbox"/> MOTION FEE COLLECTED: \$ _____	
<input type="checkbox"/> CONTESTED - AMOUNT DUE: \$ _____	

SCCA 233 (11/2003)