

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
The Honorable Doyet A. Early, III, Circuit Court Judge
The Honorable L. Casey Manning, Circuit Court Judge

Case No. 2010-CP-40-4900

Appellate Case No. 2017-001899

RECEIVED
JUL 25 2018
SC Court of Appeals

Russell L. Bauknight, as Trustee of the James Brown 2000 Irrevocable Trust and the James Brown Legacy Trust, as Personal Representative of the Estate of James Brown, and on behalf of Alan Wilson, in his capacity as Attorney General of the State of South Carolina; Tommie Rae Brown, individually and on behalf of her minor child, James B. II; Daryl J. Brown, individually and on behalf of his minor child Janise B.; Lindsey Delores Brown; Deanna J. Brown Thomas; Jason Brown-Lewis; Yamma N. Brown, individually and on behalf of her minor child Sydney L. and Carrington L.; Tonya Brown; Venisha Brown; Larry Brown; and Terry Brown

And

Alan Wilson, in his capacity as Attorney General of the State of South Carolina; Tommie Rae Brown, individually and on behalf of her minor child, James B. II; Daryl J. Brown, individually and on behalf of his minor child Janise B.; Lindsey Delores Brown; Deanna J. Brown Thomas; Jason Brown-Lewis; Yamma N. Brown, individually and on behalf of her minor child Sydney L. and Carrington L.; Tonya Brown; Venisha Brown; Larry Brown; and Terry Brown, Respondents,

v.

Adele J. Pope, Defendant,

Of whom Adele J. Pope is the Appellant.

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

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

1. Summons and Complaint filed on May 19, 2010 (in the Richland County Probate Court)

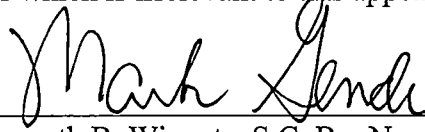
2. Affidavit of Service on Pope dated May 24, 2010
3. Defendant's Motion to Remove filed on June 11, 2010
4. Motion to Dismiss of Defendants Robert L. Buchanan, Jr. and Adele J. Pope (with Certificate of Service) dated June 22, 2010
5. Order for Removal filed on July 19, 2010 (Probate Judge McCulloch)
6. Certificate of Transmittal as to Removal filed on July 26, 2010
7. Defendant's Motion to Transfer Venue filed on August 2, 2010
8. Motion to Strike Defendants' Motion to Transfer Venue filed on August 11, 2010
9. Defendants' Memorandum in Support of Dismissal of Complaint filed on August 13, 2010
10. Notice of Motions Roster Publication Sent on August 13, 2010
11. Defendants' Supplemental Memorandum Supporting Dismissal of Complaint filed on August 25, 2010
12. Acknowledgement filed on August 27, 2010
13. Plaintiffs' Memorandum in Opposition to Defendants Motion to Change Venue filed on August 27, 2010
14. Plaintiffs' Memorandum in Opposition to Defendants Motion to Dismiss filed on August 27, 2010
15. Defendants' Second Supplemental Memorandum in Support of Dismissal of Complaint filed on August 27, 2010
16. Form 4 Order filed on August 31, 2010 ("Matter under advisement. Parties have 30 days to submit proposed orders.")
17. Answer and Counterclaim of Robert L. Buchanan, Jr. and Adele J. Pope (with Certificate of Service) filed on September 30, 2010
18. Motion to Strike Defendants' Affidavit in Support of Dismissal, filed on October 1, 2010
19. Letter from Wingate to Judge Manning dated October 1, 2010 (re: proposed orders denying motion to dismiss and denying motion to change venue)
20. Letter from Watson to Judge Manning dated October 1, 2010 (re: proposed Order for Dismissal)

21. Letter from Wingate to Judge Manning dated October 1, 2010 (re: proposed Order Striking Motion to Transfer Venue)
22. Order Denying Defendants' Motion to Change Venue filed on November 9, 2010
23. Order Denying Motion to Dismiss filed on November 9, 2010
24. Affidavit of Default (with Certificate of Service) filed on November 10, 2010
25. Letter from Skalamera to McBride (cc: Wingate, received on November 15, 2010)
26. Answer to Counterclaim (with Certificate of Service) filed on November 16, 2010
27. Motion to Set Aside Entry of Default filed on November 16, 2010
28. Affidavit of Kenneth B. Wingate (with Exhibit A) filed on November 16, 2010
29. Notice of Motion and Motion Pursuant to [SCRCP] 59(e) to Alter or Amend Order Denying Motion to Dismiss filed on November 19, 2010
30. Judge Manning's Order filed on January 12, 2011
31. Pope's Notice of Appeal filed February 16, 2011
32. South Carolina Court of Appeals' Order filed on March 17, 2011
33. South Carolina Court of Appeals' Order (denying rehearing) filed on June 2, 2011
34. Defendant Adele J. Pope's Motion to Disqualify and/or Enjoin [Sweeny, Wingate & Barrow, P.A.] from Representing State of South Carolina or Attorney General; to Enjoin Russell Bauknight; to Amend Answer Following Depositions and to Set Depositions if Required filed on May 19, 2011
35. Memorandum of Law in Opposition to Pope's Motion to Disqualify Sweeny, Wingate & Barrow, to Enjoin Russell Bauknight, to Set Depositions, and to Amend Answer Following Depositions filed on April 11, 2012
36. Plaintiffs' Memorandum of Law in Support of the Motion to Set Aside Entry of Default filed on April 11, 2012
37. Defendant Pope's Return and Memorandum Opposing Relief from Default filed on April 12, 2012
38. Judge Manning's Order filed on July 5, 2012
39. Judge Manning's Order of Dismissal (re: Buchanan) filed on July 13, 2012

40. Pope's Motion to Vacate, Set Aside, Alter and/or Amend Order Denying Injunction/Disqualification as to Bauknight and Sweeny, Wingate & Barrow, P.A., filed on July 30, 2012
41. Bauknight's Memorandum of Law in Opposition to Pope's Motion, filed on November 20, 2012
42. Transcript of hearing held on December 17, 2012, p. 19, l. 21 – p. 35, l. 10
43. Supplement to Plaintiffs' Motion to Set Aside The Entry of Default filed on December 17, 2012
44. Pope's Supplemental Memorandum in Opposition to Plaintiffs' Motion to Set Aside Default filed on February 6, 2015
45. Judge Manning's Order filed on October 13, 2015
46. Pope's Motion to Alter, Amend and/or Vacate Order Granting Plaintiffs' Motion to Set Aside Default filed on October 20, 2015
47. Bauknight's Memorandum of Law in Opposition to Pope's Motion filed on November 30, 2015
48. Supreme Court Order dated March 24, 2016 (filed in the office of the Richland County Clerk of Court on March 10, 2017, re: Case 4900)
49. Judge Early's Order Concerning Plaintiffs' Motion to Strike January 17, 2017 Affidavit of Defendant, filed on March 15, 2017
50. Judge Early's Order Granting Plaintiffs' Motion for Summary Judgment as to Defendant's Counterclaims dated June 23, 2017, and filed on July 8, 2017
51. Letter from SCCA to Silvernail dated July 26, 2017 (re: transcript)
52. All offers of judgment filed by Appellant in Case 4900
53. Plaintiffs' Motion to Strike Defendant Pope's Offers of Judgment, filed on August 13, 2012

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

July 25, 2018



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v.

Adele J. Pope, Defendant,

Of whom Adele J. Pope is the Appellant.

PROOF OF SERVICE

I certify that I have served the corrected Initial Brief of Respondents and Respondents' Designation of Matter to be Included in the Record on Appeal by depositing a copy of it in the United States Mail, postage prepaid, on July 25, 2018, addressed to the following attorneys of record:

W.H. Bundy, Jr., Esquire
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and

Adam T. Silvernail, Esquire
Law Office of Adam T. Silvernail LLC
1905 Marion Street (29201)
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Columbia, SC 29202
Attorneys for Appellant

The Honorable Alan Wilson
Attorney General

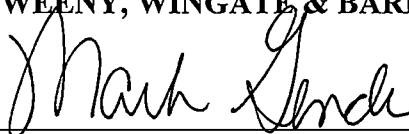
and

The Honorable Robert D. Cook
Solicitor General

and

The Honorable J. Emory Smith, Jr.
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