

John and Julie Dalen

109 Wood Valley Drive
Westminster, SC 29693

October 16, 2018

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Post Office Box 11629 (29211)
Columbia, SC 29201

RECEIVED
OCT 19 2018
SC Court of Appeals

Supplemental Citation

Re: **Case No. 2017 - 000886**

Federal National Mortgage Association, Respondent,

v. John D. Dalen, Julie A. Dalen and Wawtockace Hills Property Owners Association,
Defendants, Of whom John D. Dalen and Julie A. Dalen are the Appellants,

And

John D. Dalen and Julie A. Dalen, Appellants,

v. Bank of America, N.A., Successor by merger to BAC Home Loans Servicing, L.P.,
f/k/a Countrywide Home Loans Servicing, L.P., Respondent

Dear Ms. Kitchings:

Pursuant to Rule 208, Section 7, *Supplemental Citations*, the Dalens would like to advise the Clerk of the Appellate Court by this letter, with copies sent to counsel of record, that a pertinent and significant authority has come to our attention. This case that we are now citing is a continuation of a case that we cited in our Initial Brief and included as well with the Record on Appeal. We believe the court should review this new ruling as this case mirrors or parallels our Appeal in many ways.

The case we are citing is:

Bank of America, N.A. vs. Grisel Reyes-Toledo, SCWC-15-0000005, October 9, 2018.

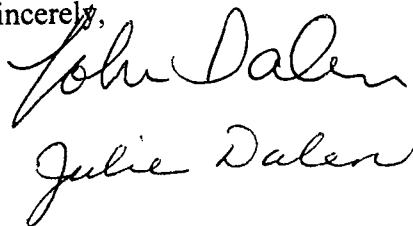
This Supreme Court of Hawai'i case returned to the Hawai'i Supreme Court after it was remanded to the Intermediate Court of Appeals by their February 28, 2017 opinion, *Bank of America, N.A. v. Reyes-Toledo*, 139 Hawai'i 361, 390 P. 3d 1248 (2017) (*Reyes-Toledo I*). Appellant appealed to the Hawai'i Supreme Court, and the Hawai'i Supreme Court again sided with the Appellant.

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We cited this original case on pages 15 and 20, and a discussion of the case runs from page 21 through 23 of our Initial Brief. We also included the entire Reyes-Toledo I case in our Record on Appeal on R. pp. 1079-1106. Also, we are including a copy of this newly-cited case with this letter to the Clerk of the Court as well as providing a copy to the Attorneys of Record.

The Dalens are sending, via U.S.P.S., prepaid on October 17, 2018, eleven copies of this letter, including one original for the Clerk of Court, one copy to be stamped and returned to the Dalens in the self-addressed, stamped envelope provided, and nine additional copies so that all packets of the Dalens' Initial Brief will reference this supplemental citation. By copy of this letter, we are serving a copy of this Supplemental Citation letter to all parties of this appeal. Thank you for your attention to these matters.

Sincerely,

The image shows two handwritten signatures in cursive. The first signature is "John Dalen" and the second signature is "Julie Dalen".

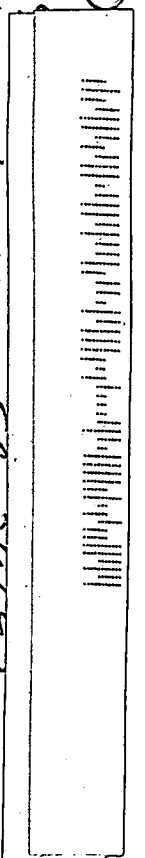
John and Julie Dalen

Cc: Brian A. Calub, Esq.
Sara C. Hutchins, Esq.

Enc. (1) Copy of the case cited
(1) Original of this letter
(10) Copies of the letter
(1) Self-addressed, stamped envelope

/jd

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