

STATE OF SOUTH CAROLINA
IN THE
COURT OF APPEALS

Appeal from the Court of Common Pleas
For Charleston County
Honorable J. C. Nicholson, Jr., Circuit Judge
Civil Action Nos.: 2010-CP-10-9096
And 2011-CP-10-8840
Appellate Case Tracking No. 2014-001247

RECEIVED
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SC Court of Appeals

Frank Gordon, Jr., Individually and as Trustee
of Dorothy S. Gordon (Deceased) Trust,

Respondent,

v.

Donald W. Lancaster,

Appellant.

**Record on Appeal
(Supplemental Volume)**

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STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

IN THE COURT OF COMMON PLEAS
FOR THE NINTH JUDICIAL CIRCUIT
CASE NO. 2010-CP-10-9096

FRANK GORDON, JR , Individually
and as Trustee of the DOROTHY S.)
GORDON (DECEASED) TRUST,)

Plaintiff,)

v.)

DONALD W. LANCASTER,)

Defendant.)
_____)

**ANSWER OF DONALD W. LANCASTER
(To Second Amended Complaint)**

The Defendant, Donald W. Lancaster, hereinafter "Defendant", answering the Second Amended Complaint, would allege unto this honorable Court as follows:

1. Each and every allegation of the Second Amended Complaint which is not hereinafter specifically admitted or explained is denied and strict proof demanded thereof.

2. Answering Paragraph 1 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Frank Gordon, Jr. is a citizen and resident of Charleston County, South Carolina, however, Defendant is without sufficient information or belief so as to form an opinion as to the remaining allegations contained in Paragraph 1 and would deny same and demand strict proof thereof.

3. Defendant would admit the allegations contained in Paragraphs 2, 4, 8, 10, 15, 24, 27, 28 and 34 of the Second Amended Complaint.

4. Answering Paragraph 3 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that this action arises out of events relating to the recovery of a Judgment obtained in Charleston County, South Carolina in Case No. 99-CP-10-1407, that certain Assignments were made by the estates of Rudolph Robert Drews and Effie D. Drew attached as Exhibits "A" and "B", respectively, to the Second Amended Complaint and that by these Assignments Plaintiff does not seek to enlarge or change the Judgment upon which he is suing and will

give a credit or offset for the amount paid by Jessie Atkinson, Individually and as Personal Representative of the Estate of Effie Drews, however, Defendant denies the remaining allegations contained in Paragraph 3 and would demand strict proof thereof.

5. Answering Paragraph 5 of the Second Amended Complaint, Defendant admits that Gordon recovered a Judgment against the Judgment Debtor in December, 2001 in Case No. 99-CP-10-1407, however, Defendant is without sufficient information or belief so as to form an opinion as to the remaining allegations contained in Paragraph 5 and would demand strict proof thereof.

6. Defendant is without sufficient information or belief so as to form an opinion as to the allegations contained in Paragraphs 6, 7, 9, 11, 12, 22, 23 and 26 of the Second Amended Complaint and would therefore deny same and demand strict proof thereof.

7. Defendant would deny the allegations contained in Paragraphs 13, 21, 29, 30, 33, 35, 37, 38, 39, 41, 43, 44, 45, 47, 48, 49 and 50 of the Second Amended Complaint and would demand strict proof thereof.

8. Answering Paragraph 14 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Judgment Debtor paid Defendant \$100,000.00 in early 1992 in consideration of Defendant purchasing a residence and allowing Judgment Debtor and his wife to reside in such residence during their lifetimes, respectively, however, Defendant would deny the remaining allegations contained in Paragraph 14 and would demand strict proof thereof.

9. Answering Paragraph 16 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Judgment Debtor's payment of \$100,000.00 to Defendant was in consideration of Defendant allowing Judgment Debtor and his wife to reside in the residence during their lifetimes, respectively, however, Defendant would deny the remaining allegations contained in Paragraph 16 and would demand strict proof thereof.

10. Answering Paragraph 17 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Defendant purchased real property

located at 17 Bainbridge, Charleston County, South Carolina in May, 1992, however, Defendant would deny the remaining allegations contained in Paragraph 17 and would demand strict proof thereof.

11. Answering Paragraph 18 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Defendant held legal title to the Bainbridge Property from about May, 1992, however, Defendant would deny the remaining allegations contained in Paragraph 18 and would demand strict proof thereof.

12. Answering Paragraph 19 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that in May, 1995 Defendant purchased 2 Nuffield Road, Charleston County, South Carolina and allowed Judgment Debtor and his wife to reside in such residence during their lifetimes, respectively, however, Defendant would deny the remaining allegations contained in Paragraph 19 and would demand strict proof thereof.

13. Answering Paragraph 20 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that from May, 1995 until the death of the Judgment Debtor on September 25, 2007, Defendant held legal title to the Nuffield Property, however, Defendant would deny the remaining allegations contained in Paragraph 20 and would demand strict proof thereof.

14. Answering Paragraph 25 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Defendant retains the net sale proceeds from the sale of the Nuffield Property, however, Defendant would deny the remaining allegations contained in Paragraph 25 and would demand strict proof thereof.

15. Answering Paragraph 31 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that wife executed an Assignment of the Meeting Street Mortgage to Defendant, however, Defendant is without sufficient information or belief so as to form an opinion as the remaining allegations contained in Paragraph 31 and would demand strict proof thereof.

16. Answering Paragraph 32 of the Second Amended Complaint, Defendant would admit so much of the allegations contained therein as says that Defendant received a \$50,912.00 Note from wife on or about November 6, 2001, however, Defendant would deny the remaining allegations contained in Paragraph 32 and would demand strict proof thereof.

17. Answering Paragraphs 36, 40, 42 and 46 of the Second Amended Complaint, Defendant repeats and realleges each and every allegation contained in Paragraphs 1 through 16 above as though fully set forth verbatim.

FURTHER ANSWERING THE SECOND AMENDED COMPLAINT AND AS AN AFFIRMATIVE DEFENSE THERETO, DEFENDANT WOULD ALLEGE AS FOLLOWS:

(Failure to State Claim)

18. Each and every allegation contained in Paragraphs 1 through 17 above are incorporated herein by express reference as though fully set forth verbatim.

19. Plaintiff's claims as set forth in the Second Amended Complaint fail to state facts sufficient to constitute a cause of action against this Defendant pursuant to Rule 12(b)(6), SCRCP and, consequently, the Amended Complaint should be dismissed.

FURTHER ANSWERING THE SECOND AMENDED COMPLAINT AND AS AN AFFIRMATIVE DEFENSE THERETO, THIS DEFENDANT WOULD ALLEGE AS FOLLOWS:

(Statute of Limitations)

20. Each and every allegation contained in Paragraphs 1 through 19 above are incorporated herein by express reference as though fully set forth verbatim.

21. Plaintiff's claims as set forth in the Second Amended Complaint are barred by the applicable statute of limitations and, consequently, the Second Amended Complaint should be dismissed.

FURTHER ANSWERING THE SECOND AMENDED COMPLAINT AND AS AN

AFFIRMATIVE DEFENSE THERETO, THIS DEFENDANT WOULD ALLEGE AS FOLLOWS:

(Adequate Consideration)

22. Each and every allegation contained in Paragraphs 1 through 21 above are incorporated herein by express reference as though fully set forth verbatim.

23. That all monies paid to this Defendant by the Judgment Debtor and/or the Judgment Debtor's wife were for adequate consideration, namely, in consideration of monies loaned to the Judgment Debtor and/or his wife or in consideration of this Defendant granting the Judgment Debtor and his wife a life estate in certain real properties, together with improvements, owned by this Defendant and, consequently, the Second Amended Complaint should be dismissed.

FURTHER ANSWERING THE SECOND AMENDED COMPLAINT AND AS AN AFFIRMATIVE DEFENSE THERETO, THIS DEFENDANT WOULD ALLEGE AS FOLLOWS:

(Laches)

24. Each and every allegation contained in Paragraphs 1 through 23 above are incorporated herein by express reference as though fully set forth verbatim.

25. Plaintiff's claims as set forth in the Second Amended Complaint are barred by the equitable doctrine of laches and, consequently, the Second Amended Complaint should be dismissed.

FURTHER ANSWERING THE SECOND AMENDED COMPLAINT AND AS AN AFFIRMATIVE DEFENSE THERETO, THIS DEFENDANT WOULD ALLEGE AS FOLLOWS:

(Judgement Extinguished Per Statute)

26. Each and every allegation contained in Paragraphs 1 through 25 above are incorporated herein by express reference as though fully set forth verbatim.

27. That Plaintiff's Judgment was entered more than ten (10) years ago and,

consequently, Plaintiff's Judgment is extinguished per Section 15-39-30, Code of Laws of South Carolina, 1976, as amended.

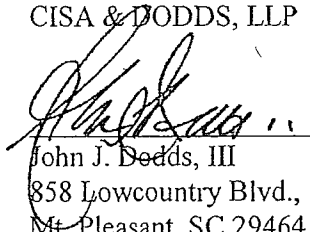
28. That Plaintiff is no longer a "Judgment Creditor" as the Judgment has been extinguished by the passage of time.

29. That the claims filed by the Plaintiff against this Defendant are barred as the Judgment which is the underlying basis for all such claims has been extinguished.

WHEREFORE, having fully answered the Second Amended Complaint, the Defendant, Donald W. Lancaster, prays unto this honorable Court that the Second Amended Complaint be dismissed, that this Defendant be awarded reasonable attorney fees and costs of and from Plaintiff, and for such other and further relief as to this Court is just and proper.

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ATTORNEY FOR DEFENDANT

DONALD LANCASTER

Mt. Pleasant, SC

June 12, 2013

Gordon v. Lancaster
 Summary of Present Values
 As of June 13, 2013

	Rate of Return	
	<u>2.67%</u>	[a] <u>9.10%</u> [b]
Present Value of Historical Payments	\$117,034.65	\$228,929.44
Present Value of Payment on April 29, 2010	<u>\$105,227.55</u>	<u>\$128,560.86</u>
Total	<u>\$222,262.21</u>	<u>\$357,490.31</u>

[a] Average yield on 3 month treasury bills from August 5, 1996 to June 7, 2013. Data provided by the Federal Reserve at http://www.federalreserve.gov/releases/h15/data/Business_day/H15_TCMNOM_Y20.txt

[b] Average overall yield from 2000-2012 on publicly registered limited partnerships for the Triple Net Lease Category per the "2012 Executive Summary Report on Partnership Re-sale Discounts" by Partership Profiles, Inc.



Gordonville Lancaster
Present Value of Historical Payments
As of June 13, 2013

<u>Date</u>	<u>Amount</u>	<u>Years Elapsed</u>	<u>Rate of Return</u>	<u>Present Value</u>	
8/3/1996	3,000 00	16 87	2.67%	\$4,704 60	Valuation Date 6/13/2013
11/29/1996	100 00	16 55	2.67%	155 49	Rate of Return [a] 2.67%
2/3/1997	300.00	16.37	2.67%	464 23	
5/10/1997	3,000 00	16 10	2.67%	4,608 97	
7/18/1997	400 00	15 92	2.67%	611 59	
7/12/1999	450.00	13.93	2.67%	652 47	[a] Average yield on 3 month
8/3/1999	450 00	13 87	2.67%	651 43	treasury bills from August 5,
9/3/1999	450 00	13 79	2.67%	650 04	1996 to June 7, 2013. Data
10/7/1999	450.00	13 69	2.67%	648 31	provided by the Federal
11/15/1999	450.00	13 59	2.67%	646 58	Reserve at
12/6/1999	450 00	13.53	2.67%	645 55	http://www.federalreserve.gov
1/7/2000	450.00	13 44	2.67%	644 00	v/releases/h15/data/Business
2/4/2000	450.00	13 36	2.67%	642.63	day/H15_TCMNOM_Y20.txt
3/8/2000	450 00	13 27	2.67%	641 09	
4/5/2000	450 00	13 20	2.67%	639 89	
5/10/2000	450 00	13.10	2.67%	638 19	
6/5/2000	450 00	13 03	2.67%	637 00	
7/10/2000	450 00	12 93	2.67%	635 30	
8/4/2000	450 00	12 87	2.67%	634.28	
9/6/2000	450 00	12 78	2.67%	632 76	
10/5/2000	450 00	12.70	2.67%	631 41	
11/2/2000	450 00	12 62	2.67%	630 07	
12/6/2000	450 00	12 53	2.67%	628 56	
1/8/2001	450 00	12 44	2.67%	627 05	
2/1/2001	450 00	12 37	2.67%	625 88	
3/5/2001	450 00	12 28	2.67%	624 38	
4/4/2001	450.00	12.20	2.67%	623 05	
5/4/2001	450 00	12 12	2.67%	621 72	
6/4/2001	450 00	12 03	2.67%	620 23	
7/2/2001	450 00	11 96	2.67%	619 07	
8/6/2001	450 00	11 86	2.67%	617.43	
9/5/2001	450.00	11 78	2.67%	616.11	
10/4/2001	450 00	11.70	2.67%	614 80	
11/8/2001	450.00	11 60	2.67%	613.16	
11/9/2001	10,639.63	11 60	2.67%	14,497 29	
1/7/2002	540 00	11 44	2.67%	732 66	
2/7/2002	540 00	11.35	2.67%	730 90	
3/15/2002	540 00	11.25	2.67%	728.95	
5/13/2002	1,080 00	11 09	2.67%	1,451 70	
6/14/2002	540.00	11 01	2.67%	724 30	
7/8/2002	540 00	10.94	2.67%	722 95	
8/12/2002	540 00	10.84	2.67%	721.03	
10/10/2002	540 00	10.68	2.67%	717.96	
11/30/2002	540 00	10.54	2.67%	715 28	
12/26/2002	540 00	10 47	2.67%	713 95	
1/28/2003	540 00	10 38	2.67%	712 23	
12/31/2003	6,480 00	9.46	2.67%	8,339 66	
1/13/2004	540.00	9 42	2.67%	\$694 23	
2/10/2004	540.00	9.35	2.67%	692 94	
3/16/2004	540 00	9.25	2.67%	691 09	
4/10/2004	540 00	9 18	2.67%	689 80	
5/24/2004	540 00	9 06	2.67%	687.60	
6/10/2004	540 00	9 01	2.67%	686 68	
7/10/2004	540 00	8 93	2.67%	685.22	
8/19/2004	540 00	8 82	2.67%	683 21	
9/14/2004	540 00	8.75	2.67%	681 94	
6/10/2005	4,320.00	8 01	2.67%	5,348 87	
7/19/2005	1,080 00	7 91	2.67%	1,333 66	
9/29/2005	35,621 12	7 71	2.67%	43,753.30	
Total	\$89,330 75			\$117,034.65	

Gordon v. Lancaster
Present Value of Payment on April 29, 2010
As of June 13, 2013

<u>Date</u>	<u>Amount</u>	<u>Years Elapsed</u>	<u>Rate of Return</u>	<u>Present Value</u>	Valuation Date	6/13/2013
4/29/2010	<u>\$96,800.00</u>	3.13	2.67%	<u>\$105,227.55</u>	Rate of Return [a]	2.67%
Total	<u><u>\$96,800.00</u></u>			<u><u>\$105,227.55</u></u>		

[a] Average yield on 3 month treasury bills from August 5, 1996 to June 7, 2013. Data provided by the Federal Reserve at http://www.federalreserve.gov/releases/h15/data/Business_day/H15_TCMNOM_Y20.txt

Gordon W. Lancaster
 Present Value of Historical Payments
 As of June 13, 2013

Date	Amount	Years Elapsed	Rate of Return	Present Value	
8/3/1996	3,000.00	16.87	9.10%	\$13,845.92	Valuation Date 6/13/2013
11/29/1996	100.00	16.55	9.10%	448.33	Rate of Return [a] 9.10%
2/3/1997	300.00	16.37	9.10%	1,323.23	
5/10/1997	3,000.00	16.10	9.10%	12,912.36	
7/18/1997	400.00	15.92	9.10%	1,693.78	
7/12/1999	450.00	13.93	9.10%	1,590.96	
8/3/1999	450.00	13.87	9.10%	1,582.33	
9/3/1999	450.00	13.79	9.10%	1,570.90	
10/7/1999	450.00	13.69	9.10%	1,556.72	
11/15/1999	450.00	13.59	9.10%	1,542.67	
12/6/1999	450.00	13.53	9.10%	1,534.30	
1/7/2000	450.00	13.44	9.10%	1,521.84	
2/4/2000	450.00	13.36	9.10%	1,510.84	
3/8/2000	450.00	13.27	9.10%	1,498.56	
4/5/2000	450.00	13.20	9.10%	1,489.08	
5/10/2000	450.00	13.10	9.10%	1,475.64	
6/5/2000	450.00	13.03	9.10%	1,466.31	
7/10/2000	450.00	12.93	9.10%	1,453.08	
8/4/2000	450.00	12.87	9.10%	1,445.19	
9/6/2000	450.00	12.78	9.10%	1,433.45	
10/5/2000	450.00	12.70	9.10%	1,423.09	
11/2/2000	450.00	12.62	9.10%	1,412.81	
12/6/2000	450.00	12.53	9.10%	1,401.33	
1/8/2001	450.00	12.44	9.10%	1,389.94	
2/1/2001	450.00	12.37	9.10%	1,381.15	
3/5/2001	450.00	12.28	9.10%	1,369.93	
4/4/2001	450.00	12.20	9.10%	1,360.03	
5/4/2001	450.00	12.12	9.10%	1,350.20	
6/4/2001	450.00	12.03	9.10%	1,339.23	
7/2/2001	450.00	11.96	9.10%	1,330.75	
8/6/2001	450.00	11.86	9.10%	1,318.75	
9/5/2001	450.00	11.78	9.10%	1,309.22	
10/4/2001	450.00	11.70	9.10%	1,299.75	
11/8/2001	450.00	11.60	9.10%	1,288.02	
11/9/2001	10,639.63	11.60	9.10%	30,453.57	
1/7/2002	540.00	11.44	9.10%	1,523.37	
2/7/2002	540.00	11.35	9.10%	1,510.99	
3/15/2002	540.00	11.25	9.10%	1,497.36	
5/13/2002	1,080.00	11.09	9.10%	2,951.59	
6/14/2002	540.00	11.01	9.10%	1,465.13	
7/8/2002	540.00	10.94	9.10%	1,455.86	
8/12/2002	540.00	10.84	9.10%	1,442.72	
10/10/2002	540.00	10.68	9.10%	1,421.95	
11/30/2002	540.00	10.54	9.10%	1,404.01	
12/26/2002	540.00	10.47	9.10%	1,395.13	
1/28/2003	540.00	10.38	9.10%	1,383.80	
12/31/2003	6,480.00	9.46	9.10%	15,276.76	
1/13/2004	540.00	9.42	9.10%	1,268.46	
2/10/2004	540.00	9.35	9.10%	1,260.43	
3/16/2004	540.00	9.25	9.10%	1,249.06	
4/10/2004	540.00	9.18	9.10%	1,241.15	
5/24/2004	540.00	9.06	9.10%	1,227.73	
6/10/2004	540.00	9.01	9.10%	1,222.17	
7/10/2004	540.00	8.93	9.10%	1,213.34	
8/19/2004	540.00	8.82	9.10%	1,201.30	
9/14/2004	540.00	8.75	9.10%	1,193.70	
6/10/2005	4,320.00	8.01	9.10%	8,929.99	
7/19/2005	1,080.00	7.91	9.10%	2,212.35	
9/29/2005	35,621.12	7.71	9.10%	71,657.79	
Total	\$89,330.75			\$228,929.44	

[a] Average overall yield from 2000-2012 on publicly registered limited partnerships for the Triple Net Lease Category per the "2012 Executive Summary Report on Partnership Re-sale Discounts" by Partnership Profiles, Inc

Gordon v. Lancaster
 Present Value of Payment on April 29, 2010
 As of June 13, 2013

<u>Date</u>	<u>Amount</u>	<u>Years Elapsed</u>	<u>Rate of Return</u>	<u>Present Value</u>	Valuation Date	6/13/2013
4/29/2010	<u>\$96,800.00</u>	3.13	9.10%	<u>\$128,560.86</u>	Rate of Return [a]	9.10%
Total	<u><u>\$96,800.00</u></u>			<u><u>\$128,560.86</u></u>		

[a] Average overall yield from 2000-2012 on publicly registered limited partnerships for the Triple Net Lease Category per the "2012 Executive Summary Report on Partnership Re-sale Discounts" by Partership Profiles, Inc.

1 STATE OF SOUTH CAROLINA) IN THE COURT OF COMMON PLEAS
 2 COUNTY OF CHARLESTON) CASE NO. 99-CP-10-1407
 3 FRANK GORDON, JR.,)
 4 Plaintiff,)
 5 vs.) TRANSCRIPT OF HEARING
 6 RUDOLPH ROBERT DREWS,)
 7 Defendants.) ORIGINAL
 8)
 9)

10 HEARING held on this the 26th day of September
 11 2006, before the Honorable Mikell R. Scarborough,
 12 Master in Equity for Charleston County.

13 A P P E A R A N C E S:
 14 AMY K. MEYER, ESQ.,
 15 Attorney for the Plaintiff,
 16 R. MICHAEL DROSE, ESQ.,
 17 Attorney for the Defendant.

18
 19
 20 * * * * *

1 COURT: This is the case of Frank Gordon, Jr
2 vs. Rudolph R. Drews and others. It is a 1999 case
3 CP-10-1407. We're here today for Supplemental
4 Proceedings pursuant to the Order of Judge Deadra
5 Jefferson dated 1/5/06. Mr. Drews is here with his
6 counsel, Mr. Michael Drose. And for the Plaintiff, Amy
7 Meyer with Justin Lucey's office.

8 MS. MEYER: Yes, your Honor.

9 COURT: I've asked--let me tell you what our
10 typical procedure is on these Supplemental Proceedings.
11 And that is, of course, pursuant to the Order of Judge
12 Jefferson. Mr. Drews was ordered to produce certain
13 documents.

14 What typically we do is allow the Plaintiff's
15 counsel to review those documents on the record, with
16 counsel or without counsel. And Mr. Drews was advised
17 to seek counsel, and he did.

18 And I will swear Mr. Drews and proceed, the
19 Plaintiff will proceed, out of my presence. When it
20 gets to the point in time where I'm needed, either to
21 order something, or to review a point of contention, I
22 will just come back and do that.

23 If you desire that I be here the whole time, I
24 will be glad to do that. But typically, it's just
25 looking through a lot of documents until you get to

1 some issue that needs to be resolved.

2 Are there any matters to be taken up prior to
3 that?

4 MS. MEYER: None from the Plaintiff, your
5 Honor.

6 MR. DROSE: And your normal procedure is fine
7 with the Defendant, your Honor.

8 COURT: Mr. Drews, you just stay right there.

9 MR. RUDOLPH ROBERT DREWS, having been
10 duly sworn testifies as follows:

11 COURT: Thank you, sir.

12 Mr. Drews, I'm going to allow Ms. Meyer to ask
13 you some questions. You're here with counsel. To the
14 extent you've got documentation to provide to her, I'm
15 going to ask you to provide that.

16 If you all get to some point, if you get to
17 loggerheads over a certain matter, whether something is
18 discoverable, or needs to be produced or something like
19 that, I'd be glad to come back in here.

20 You all just come right through this door here,
21 and you can get me. I'll be in my office. I've got
22 these scheduled all day. So you all can proceed in
23 that fashion.

24 If you need me back in here to order some
25 relief, or even if it needs to be continued to another

1 date, I'd be glad to do that, as well.

2 MS. MEYER: Thank you, your Honor.

3 (The Judge leaves the courtroom)

4 DIRECT-EXAMINATION BY MS. MEYER:

5 Q Mr. Drews, as the Judge has indicated, you are
6 under oath. Do you understand that, sir?

7 A Yes.

8 Q What is your full legal name, Mr. Drews?

9 A Rudolph Robert Drews.

10 Q And that's Rudolph--

11 A R-u-d-o-l-p-h, Rudolph.

12 Q And what's your maiden name, sir?

13 A Robert.

14 Q R-o-b-e-r-t?

15 A R-o-b-e-r-t, right.

16 Q And what's your date of birth, sir?

17 A I'm a young guy. ~~██████████~~

18 Q And how old are you today, Mr. Drews?

19 A I think I'm 83.

20 Q Are you married?

21 A Yes.

22 Q What is your wife's name?

23 A Effie. E-f-f-i-e.

24 Q And what is her middle name, please?

25 A Meadows. We were married in '43.

1 Q Do you know the date in '43?
2 A I'd get shot if I forget it. Give me a moment.
3 really don't know the date. I'm trying to think of it.
4 It will come to me.
5 Q How long have you been married?
6 A Since 1943.
7 Q Sixty three years?
8 A I guess so. Yes.
9 Q Do you have any children, Mr. Drews?
10 A Negative.
11 Q Do you have any nieces or nephews?
12 A Yes.
13 Q And who are they, please?
14 A I knew their names. I'm trying to think.
15 Q Do you have a nephew name Donald Lancaster?
16 A I'm sorry. I didn't hear that.
17 Q Do you have a nephew name Donald Lancaster?
18 A Yes, that's one of them. That's the only one
19 that's on that side.
20 Q And when you say "that side," whose side of the
21 family is that?
22 A I only had one sister.
23 Q Is he your sister's son?
24 A Yes. And there was someone else there. Raymond,
25 Jr.

1 Q Is that Donald's brother?

2 A Yes. And there's another one, Kay Lancaster. I
3 don't know their married names.

4 Q So Donald Lancaster, Raymond Lancaster, Jr., and
5 Kay Lancaster are your sister's children?

6 A Yes.

7 Q And your sister is your only sibling?

8 A My sister is my only--

9 Q Is your only sibling? That's your only brother or
10 sister?

11 A That's right.

12 Q And your wife, does she have any nieces and
13 nephews?

14 A She came from a family of 12. Don't ask me their
15 names.

16 Q Do you know if she is related to a Christine Case?

17 A I don't recognize that name.

18 Who is Christine Case? Who is she related to?

19 MR. DROSE: The question is, are you related to
20 Christine Case?

21 WITNESS: I don't remember that.

22 Q Are you related to a Keith Meadows?

23 A I believe you are in the wrong family.

24 Q Did you once own a property at 1469 South
25 Edgewater Drive?

1 A Yes.

2 Q And did you, in fact, own that with your wife?

3 A Yes.

4 Q Can you explain to me why you transferred that
5 property for \$5 to Keith Meadows and Christine Case?

6 A Oh, yeah, I remember now. The Meadows lived down
7 the street from us in Edgewater. And they bought our
8 house.

9 Q They bought your house for \$5?

10 A No, I don't think so.

11 Q Then why is it listed as a sales price of \$5, Mr.
12 Drews?

13 A I don't have any idea.

14 Q How much money did you receive for that property?

15 A I don't know.

16 Q Where was your bank account, at the time, you
17 received that money?

18 A That may be available. I just don't know.

19 Q What banks in the last ten years have you had
20 accounts?

21 A The last ten years. First Citizens--

22 Q First Citizens?

23 A First Citizens Bank.

24 Q Anywhere else?

25 A I don't remember anybody else.

1 Q Did you have an account at First Union?

2 A First Union. Let me think a moment. I don't
3 remember First Union. Is that a local bank?

4 Q It has local branches, Mr. Drews, yes. It's now
5 known as Wachovia.

6 A Oh, yes. My wife has an account at Wachovia; I
7 don't.

8 Q Right now?

9 A Yes.

10 Q Okay. And Mr. Drews, did you bring, in response
11 to number nine of Judge Jefferson's Order dated July 28,
12 2006, any documents that you have relating to real
13 property, that you've owned since 1996?

14 A I listed my house--

15 Q I'm going to have to ask you to speak into the
16 microphone, Mr. Drews. You have a soft voice and Mr.--

17 A I had an operation on my throat.

18 Q Okay. If you want to pull the microphone closer,
19 then I need for you to do that, please.

20 A I used to be able to talk up, but I can't do it
21 now. I had my vocal chords operated on about two weeks
22 ago, and it didn't help any.

23 Q Okay. Do you have any documents in response to
24 number nine?

25 A Number nine was--

1 MR. DROSE: I'm going to point out number nine to
2 him.

3 It's deeds to any real property owned by you since
4 1996. And there are six of them listed.

5 Q Did you bring any documents today that relate to
6 [REDACTED] Road, Charleston, South Carolina?

7 A I think so.

8 Q Okay. Can you give those to your attorney, so I
9 can look at them?

10 A Mr. Drose...

11 (Document tendered to counsel)

12 I'm really sorry about this. I just can't get it
13 together.

14 The question was?

15 MR. DROSE: She wants to know did you bring any
16 documents relating to [REDACTED] Road.

17 WITNESS: I have one here. That's where we live
18 now.

19 MR. DROSE: She's asking you if you brought any
20 documents relating to that property. Deeds or...

21 WITNESS: I don't know where the deed is. I did
22 bring something on that. I asked my CPA to bring me
23 documents on the property, but he didn't return my call.
24 Jerry Gambrell.

25 Q Who is your CPA?

1 A Jerry Gambrell.
2 Q And spell the last name for me, please?
3 A G-a-m-b-r-e-l-l. Jerry is his first name.
4 Q Does he work for a company, or is he in business
5 for himself?
6 A He's a CPA for himself.
7 Q Okay.
8 A I asked him to give me my tax returns, but he
9 hasn't responded.
10 Q So are you finding any documents that you've
11 brought today for [REDACTED] Road?
12 A I'm looking.
13 [REDACTED] Road, I don't see anything here. I
14 don't know where it is.
15 Q Mr. Drews, who owns [REDACTED] Road?
16 A What about it?
17 Q Who owns [REDACTED] Road, Charleston, South
18 Carolina?
19 A Mr. Lancaster.
20 Q Do you pay Mr. Lancaster rent?
21 A Pay Mr. Lancaster what?
22 Q Do you pay Mr. Lancaster any rent?
23 A No. I have a life tenancy there, me and my wife.
24 Q I'm sorry, can you say that again?
25 A My wife and I have life tenancy.

1 Q And who set up your life tenancy in this property?
2 A The attorneys did it.
3 Q Who was the attorney, Mr. Drews, please?
4 A I believe it was Kerry Koon.
5 Q Kerry Koon?
6 A Yes.
7 MR. DROSE: He said he believed it was.
8 Q Okay. Would your nephew, Donald Lancaster, be
9 able to provide me with all of the documents I need for
10 Two Noffield Road?
11 A I have no idea.
12 Q Do you know if he has a mortgage on the property?
13 A When we were given life tenancy. Don came to us
14 with a note from the bank, I forget which one, and we
15 endorsed it for him. He made the note out. All we did
16 was endorse it. We did require that, because we had
17 life tenancy. The bank required it, because we had life
18 tenancy. I don't know what it's for, or how much it is.
19 I don't know the name of the bank either.
20 Q So all information that I need about Two Noffield
21 Road, your nephew or the bank would have?
22 A They should.
23 Q Do you know how Mr. Lancaster paid for that
24 property?
25 A Yes. I made him a deal. And we gave him \$100,000

1 as a gift. And he put the rest with it. How much, I
2 don't know. And that's how we got life tenancy.

3 Q So you received a life tenancy in Two Noffield by
4 giving your nephew \$100,000, so he could purchase this
5 property?

6 A Purchase it and pay the taxes and all of that.

7 Q So you were the source of the \$100,000 that he put
8 into that property?

9 A My wife and I, yes. We pay the insurance. He
10 pays the taxes.

11 Q Mr. Drews, do you know how much money you received
12 when you sold that large piece of property at 1469 South
13 Edgewater in Charleston?

14 A That was years ago.

15 Q And you have no information for me, why there was
16 only \$5 as the consideration listed in the deed?

17 A This is the first time I heard that in my life.

18 Q Do you recall receiving a good bit of money for
19 that property?

20 A I'm sure we did.

21 Q And you were in real estate for many years,
22 correct, Mr. Drews?

23 A I don't know about that either now. I don't think
24 we got that much. That's why I gave Donald the
25 \$100,000. Because we took a licking on Edgewater. It

1 was put there. When Hugo came, it knocked me out of my
2 business. I lost a lot of money there. It knocked me
3 out of my house, my dock. Everything went awash in the
4 hurricane. And I would say I lost a half million
5 dollars almost overnight.

6 Q But you would agree with me that you received
7 enough money that you gave Donald Lancaster \$100,000
8 cash?

9 A I think that's what I gave him. I know it is. I
10 gave him--well, my wife and I. And we felt that this
11 was the right thing to do. And he is the owner of the
12 property. And he would give us life tenancy for it.

13 Q And ~~623 Meeting Street~~ Road, Charleston, South Carolina,
14 that's your current address, correct?

15 A That's correct.

16 Q And how long have you lived there?

17 A Since '95, I think. I'm almost sure, '95.

18 Q Mr. Drews, do you recall owning a piece of real
19 estate at 623 Meeting Street, which was also known as
20 Southwest Butler Street in Charleston, South Carolina?

21 A That's where my office was. That got trashed too.

22 Q Did you bring any documents today?

23 A We couldn't find them. That's been a long time
24 ago. Hugo got that, too.

25 Q In the underlying suit, when the judgment was

1 entered against you in favor of Frank Gordon, the reason
2 we're here today, do you recall that you were trying to
3 set up a hardware store known as Builders Source?

4 A Yes. Builders Station was the name of it.

5 Q I'm sorry. Builders Station. Builders Source is
6 actually a different company. You're correct, Mr.
7 Drews.

8 A Builders Station was the name of it. Raymond
9 Beasley asked me to help him with it, because he used to
10 have a hardware store across the street from where we
11 went to. And we went to a bigger store. And then we
12 obtained several people, and this one unit, and got it
13 started.

14 Frank Gordon was the last one to come on board.
15 He and Beasley cooked some kind of a deal up. And they
16 closed the corporation to anybody investing in it. And
17 they started to borrow money. And when I found out that
18 I was going to have to sign it, I refused--

19 Q Well, you will agree with me, Mr. Drews, that the
20 Circuit Court in Charleston County entered a judgment
21 against you on December 5, 2001, correct?

22 A 2001. I think so. I didn't understand this
23 judgment thing. Yes, December 5, 2001.

24 Q But you understand that there's a judgment against
25 you?

1 A There is now. And I really didn't understand it
2 then, and I still don't.

3 Q Okay. And you understand that that judgment arose
4 in a case over a dispute over Builders Station and Frank
5 Gordon's investment, correct?

6 A That's correct.

7 Q And Builders Station, you--

8 A May I elaborate on that a moment.

9 We had a meeting and agreed everybody would
10 cooperate. We'd close the place down. Frank Gordon
11 didn't approve of it, apparently, because later on he
12 went to the man listening to the talk, and he agreed
13 that he didn't--

14 Q And Mr. Drews, I understand that was your position
15 in the underlying case. And today what we're here to
16 address is what assets you've had. And I understand
17 that you still dispute the facts in that case. But you
18 do understand there's a judgment against you, correct?

19 A I don't understand it. But, yes, I know there is.

20 Q You know there's a judgment against you?

21 A Yes.

22 Q And Builders Station, you were trying to get that
23 organized in summer and fall of 1996, correct?

24 A I think that's correct.

25 Q Okay. And do you recall the fact hat you and Mr.

1 Beasley applied for a Small Business Administration
2 Loan?
3 A Yes.
4 Q And that was approximately in 1996, am I correct?
5 A I think so.
6 Q Okay. And 623 Meeting Street, do you recall that
7 you sold that property in May of 1997 for \$135,000?
8 A I don't remember the date or the amount. But I
9 know we sold it and we took a licking on it, too.
10 Q So if there's a deed in Charleston County that
11 states that you transferred that property in May of 1997
12 for \$135,000, you have no reason to dispute that, do
13 you, sir?
14 A Who did I transfer it to?
15 Q 623 Meeting Street, LLC is listed as the entity to
16 which you transferred that property.
17 A Okay. I don't remember it, but you are probably
18 right.
19 Q But you have no reason to question that that's
20 what the Court document reflects?
21 A You're right.
22 Q What happened to that \$135,000, Mr. Drews?
23 A I don't know. I probably paid bills with it,
24 because there was a mortgage on it. After Hugo I just
25 went to hell. I lost everything in Hugo.

1 MS. MEYER: Maybe what we should do is you can
2 give me documents, and I can look to see what he has.
3 It would help expedite this rather than him looking.

4 MR. DROSE: Yes. I asked him to bring folders for
5 each of the numbers. But we don't have that.

6 MS. MEYER: Do you want to organize them - take a
7 few minutes to organize them and look to see what he
8 has? And then I can look at them, so that we could--

9 MR. DROSE: Can we--well--

10 WITNESS: I don't know what to look for.

11 MR. DROSE: I think it is safe to say, he didn't
12 bring anything relating to number nine. Because many of
13 these transactions happened years ago. And I think--

14 You brought no deeds, no closing statements,
15 nothing relating to any of the real estate holdings that
16 you might have had in the past, right.

17 WITNESS: Right.

18 MR. DROSE: Okay. I think that's clear to me
19 looking at his records:

20 If you want to go through each 1 through 21, that
21 would help.

22 MS. MEYER: Okay. I'm going to take a couple
23 minutes break and come back in, if that's okay. If you
24 want to talk to him. I know the record is still
25 running. You may want to step outside.

1 MR. DROSE: Okay. Fair enough.

2 WITNESS: Before you go, I know you are trying to
3 listen to me. But after Hugo I was just busted, almost
4 everything.

5 MR. DROSE: I don't mean to interrupt you. But
6 she's got specific questions that we have to respond to.
7 That's her job. Her job is to ask the questions.

8 MS. MEYER: I'd be right back.

9 (Ms. Meyer leaves the courtroom)

10 MR. DROSE: We're not here to tell our story.
11 We're here to answer her questions.

12 WITNESS: I want to be heard.

13 MR. DROSE: No. That's not the purpose of this
14 meeting, though.

15 WITNESS: I don't care.

16 MR. DROSE: I know. But it's not the purpose.
17 The purpose of the meeting is to respond to their
18 questions.

19 What they want you to do, and we're on the record
20 here. We're still being recorded, okay?

21 WITNESS: Okay.

22 MR. DROSE: They want us to go through 1 through
23 21 and say, like for example, No. 1...

24 WITNESS: Let me get it out.

25 MR. DROSE: No. 1, right there by your left-hand.

1 WITNESS: Okay.

2 MR. DROSE: I think it's fair to say that you
3 brought none of that, right?

4 WITNESS: No, I didn't.

5 MR. DROSE: All State and Federal Gifts and
6 Inheritance tax returns. You brought none of that?

7 WITNESS: No, I have none of that.

8 MR. DROSE: You don't think you even had any of
9 those returns?

10 WITNESS: I don't.

11 MR. DROSE: No. 3, documents relating to all
12 property transfers between you and Effie. You brought
13 nothing there?

14 WITNESS: No.

15 MR. DROSE: No. 4, documents reflecting all
16 property transfers. You brought no document relating to
17 that?

18 WITNESS: None.

19 MR. DROSE: Turn the page.

20 No. 5, list of all assets for which Respondent
21 enjoys the benefit of, and which are owned by Donald
22 Lancaster. That would be ~~West No. 1000~~ Road.

23 So we have responded to that.

24 WITNESS: Yes.

25 MR. DROSE: A list of all gifts, monetary and

1 otherwise, received by you from Lancaster. I think
2 you're saying that there were none.

3 "He's given me no gifts."

4 WITNESS: Correct.

5 MR. DROSE: So we've got No. 7. You brought no
6 banking records, correct?

7 WITNESS: No.

8 MR. DROSE: Okay. Item 8, you've answered.
9 That's when you said you had a few dollars in cash and a
10 little bit in the checking account.

11 WITNESS: Yes.

12 MR. DROSE: No. 9 you didn't bring.

13 No. 10...

14 WITNESS: I'm doing good to remember my name.

15 (Ms. Meyer returns to courtroom)

16 MR. DROSE: Could I go through them, maybe? Bob
17 and I have a good way of communicating. And you could
18 step in. Can I try to identify which items he brought
19 and didn't bring?

20 MS. MEYER: Sure. If that will help expedite,
21 that's fine.

22 MR. DROSE: You can stop and interject if you--

23 MS. MEYER: I do have two--I have a couple of
24 questions before you do that.

25 MR. DROSE: Sure.

1 Q (By Ms. Meyer) Mr. Drews, we're continuing on
2 the record. This piece of property at ~~1409 1/2 Highway 240~~,
3 that property is right on Wappoo Creek, isn't it, sir?
4 A It was on Stono River.
5 Q Stono River, okay.
6 And how many years were you in real estate, Mr.
7 Drews?
8 A How many years was I in real estate?
9 Q Did you buy and sell real estate?
10 A I don't remember doing it.
11 Q Were you a member of a company called B&D Realty?
12 A Yes.
13 Q And what did that company do?
14 A We bought low income properties and leased them
15 out and sold them.
16 Q So you did deal in real estate, correct?
17 A If you'd call it that, yes. Trashy properties.
18 Q But you would agree with me, ~~that the property~~
19 was a prime piece of real estate?
20 A Oh, yes.
21 Q And it was worth a lot of money when you
22 transferred it, correct?
23 A I don't know. I don't think we gave it away. But
24 I don't think we made any money on it.
25 Q Do you think you received more than \$500,000 on

1 that piece of property when you sold it?

2 A I really don't know.

3 You made a statement a little while ago, that I
4 got \$5 for it.

5 Q Yes, sir. That's what the deed reflects,
6 according to the Charleston County Auditor property
7 cards.

8 A I know I got more than that for it.

9 Q Okay. And would the new owners of that property,
10 Mr. Meadows and Ms. Case be the best source?

11 A I would think so. If they still live there.
12 Shouldn't that be in the courthouse?

13 Q The deed, sir, it is filed with the County.
14 My request on No. 9 relates to a number of real
15 estate properties that you've been involved with in the
16 last ten years...

17 A Okay.

18 Q And I wanted you to bring to court today any
19 documents you had in your possession--

20 A I don't have them.

21 Q And you have no documents in response to No. 9,
22 correct?

23 A I don't keep all of that stuff.

24 Q Okay. And I want to go back just briefly to Two
25 Noffield Road where you currently live. And you said

1 that after you sold 1469 South Edgewater, you gave you
2 nephew, Donald Lancaster, \$100,000. And he purchased
3 Two Noffield Road for you and your wife, correct?

4 A He purchased it for himself. We gave him the
5 money.

6 Q Okay. And you live there now?

7 A We live there now.

8 Q And he granted you a life tenancy?

9 A That's correct. I believe I brought that with me.
10 Do you want to see it?

11 Q Yes, if you have a copy of that, I would like to
12 see that.

13 A (Goes over documents)

14 MR. DROSE: Let the record reflect that we've
15 looked through all of the documents that he brought.
16 And he thought he had that with him, but he does not.

17 Q Okay.

18 Mr. Drews, did you--

19 A I'm still looking.

20 MR. DROSE: I've already looked, but...

21 I'll look through those for you.

22 A I give up.

23 Q Okay. So your attorney has indicated, and you
24 can't find anything that relates to that today?

25 A I know I brought it with me, but I can't find it.

1 Q Okay. Mr. Drews, when you gave the \$100,000 to
2 your nephew, so that he could purchase Two Noffield Road
3 for you, did you file a Federal Gift Tax Return on that
4 \$100,000 gift?

5 A I don't know.

6 Q Who would have that information?

7 A Jerry Gambrell. He's the CPA we have.

8 Q Okay. And how many years have you used Mr.
9 Gambrell?

10 A We had one that started with me about in '55 or
11 '60. And then when they died, Jerry took over the
12 business.

13 Q So more than 20 years he has been your--

14 A I would say approximately 20 years.

15 Q Approximately 20 years. Okay.

16 A He's a good guy, too. I just can't understand why
17 he's not answering the phone calls.

18 Q And, Mr. Drews, I know we've spoken about ~~two~~
19 ~~addresses~~ and 623 Meeting Street. ~~is~~ is
20 where you live today. And 623 Meeting Street you agree
21 with me, if the deed reflects that you sold that in 1997
22 for \$135,000, you have no reason to question that, do
23 you?

24 A No.

25 Q Let's talk about 1705 Meeting Street Road. Are

1 you familiar with that property?

2 A Yes.

3 Q And what was that property, Mr. Drews?

4 A Commercial real estate.

5 Q Okay. And it indicates on November 6, 2001 you
6 and your wife sold that property for \$205,000 to
7 Charleston's Antiques District, LLC.

8 A I think that's right.

9 Q And the deed--

10 A What did you say?

11 Q In November of 2001?

12 MR. DROSE: What was the question that he and his
13 wife sold it to--

14 MS. MEYER: To Charleston's Antiques District,
15 LLC.

16 MR. DROSE: I think Mr. Drews conveyed it to her,
17 prior to her selling it.

18 Are you looking at the records there?

19 Q Mr. Drews, at some point, did you and your wife
20 jointly own 1705 Meeting Street Road?

21 A Over a period of time. I think I owned it for a
22 while, and she owned it for a while.

23 MR. DROSE: I did a little check on that. I think
24 while we're on the record, I think they each owned it
25 separately from--they've transferred it back and forth

1 to one another through the years. . But I don't think
2 they ever owned it jointly.

3 MR. MEYER: Can you just list out for me those
4 dates that you found?

5 MR. GROSE: I think in '83 Bob believes he
6 purchased the property. And in October '86 that he
7 deeded it to his wife, Effie. Then in 1992, Effie
8 deeded it back to Drews - to Bob. And then in November
9 6, '01, Bob deeded it to Effie. And then the next day
10 after he sold it, is what we think the record reflects.
11 But this is simply notes that I'm reading from that may
12 or may not be correct.

13 MS. MEYER: Okay.

14 Q And, Mr. Drews, you would agree with me that you
15 and/or your wife sold that property after Builders
16 Station closed, and gave rise to the claim in the
17 underlying case, correct?

18 A That's right.

19 Q Okay. And if the records reflect that you and/or
20 your wife received \$205,000 in consideration for the
21 transfer of 1705 Meeting Street to Charleston's Antiques
22 District, LLC, you have no reason to question that,
23 correct?

24 A I don't think that's right.

25 MR. DROSE: If the records reflect that, though, I

1 mean...

2 Q Do you have some information for me on 1705
3 Meeting Street?

4 A I might.

5 Q Okay.

6 A I got \$130,000--
7 MR. DROSE: Your wife, Effie did.

8 Q Mr. Drews, was there a mortgage on 1905 Meeting
9 Street when it was sold?

10 A I don't know.

11 Q Do you know how much net cash you believe you
12 received from that transaction?

13 A I didn't get any, my wife did.

14 Q Okay. But you gave her the property the day
15 before she sold it, correct?

16 A I think so. That was all in the family, you know.

17 Q Right. But you gave her the property. You deeded
18 the property to her, and then the next day she sold it,
19 correct?

20 A I think so.

21 Q Do you have an idea of what you estimate your wife
22 received, as a part of that transaction? Do you have
23 any numbers for me?

24 A It's not what you said.

25 Q Well, what do you have, then, sir?

1 A I have \$130,000.

2 Q Okay.

3 A Out of that came a lot of taxes.

4 I got a bill from the Federal Government and South
5 Carolina State Tax.

6 Q Okay. So I could look to your income tax returns
7 for that year to get an idea of how that money flowed?

8 A Did you say in '05?

9 MR. DROSE: She's asking about '01 when the
10 transaction took place. If she looks at the tax return,
11 would that help her understand how the money flowed?

12 WITNESS: I don't know.

13 I thought she was talking about '05.

14 Q You said you paid a good bit of money on that
15 transaction. Was that income tax?

16 A No. That was Federal Tax.

17 MR. DROSE: That would be income tax.

18 Q Okay. And that was tax because you sold the
19 property. That's what you were taxed on?

20 A I think so.

21 Q Okay.

22 A It was about \$40,000.

23 Q Mr. Drews, have you always filed joint tax returns
24 with the Federal and State with your wife?

25 A I think so. We are married.

1 Q For a number of years, isn't that correct, sir?
2 A July 3, 1993. I just got it.
3 MR. DROSE: We were telling her that it took you a
4 little while to remember.
5 Q Mr. Drews, do you recall having an ownership
6 interest at 233 Huger Street in Charleston?
7 A That was a piece of trash.
8 Q Okay. And do you recall that in 2002 you signed a
9 quitclaim deed for \$5 on this property?
10 A If you say so.
11 Q If you ever need to take a break, you can let your
12 attorney know. And we can take a break.
13 A I need a break.
14 Q We'll go off the record, then.
15 (Court breaks for short recess)
16 (Hearing convenes)
17 Q Do you think you're ready to proceed, Mr. Drews?
18 A Yes.
19 Q Now, 233 Huger Street, Charleston, you referred to
20 that as piece of trash?
21 A That's right.
22 Q Okay--
23 A It looks like it right now. They just haven't
24 bulldozed it yet.
25 Q And if the County records indicate that that

1 property was sold on July 10, 2005 for about \$50,500, do
2 you have any reason to question that?

3 A I don't believe it. \$50,000?

4 Q Yes, sir.

5 A It sure surprises me.

6 Q Okay. But if it sold on July 10, and you had an
7 interest up to July 9, 2002--

8 A 2002?

9 Q Yes. Do you recall owning a portion of 233 Huger
10 Street?

11 A 233 Huger Street?

12 Q Yes.

13 A I don't remember.

14 MR. DROSE: He responded by saying he didn't
15 remember.

16 MS. MEYER: Okay.

17 Q Do you recall if you held that piece of property
18 in D&B Realty, at any time?

19 A I don't recall, but I probably did.

20 Q Okay. And do you recall why you signed the
21 quitclaim deed in July of 2002?

22 A No.

23 Q So if you quitclaimed it to Dorsey and Cynthia
24 Billar--

25 A They use to work for me.

1 Q They used to work for you?
2 A Yes.
3 Q Would they be the best source of what took place,
4 or what has transpired in that transaction?
5 A I would think so.
6 Q Okay. And Dorsey is a first name?
7 A Yes.
8 Q And Cynthia, is that his wife?
9 A Yes.
10 Q Okay. And you indicated that you knew Mr. Billar?
11 A Yes.
12 Q And he worked for you?
13 A Yes.
14 Q At which company, sir, that you owned?
15 A The Drews Company.
16 Q Okay. And what did the Drews Company do?
17 A We did most of the restorations Downtown. We'd
18 still be there had it not been for that damn Hugo.
19 Q Mr. Drews, do you recall owning, at any time, the
20 property at 92 Sheppard Street in Charleston?
21 A 92 Sheppard?
22 Q Yes, sir.
23 A I think so.
24 Q And at some point did you transfer that property
25 to your wife?

1 A Maybe. I don't have any idea. I don't remember.
2 Q Okay. Do you recall that your wife ultimately
3 sold that property?
4 A No, I don't.
5 Q You don't recall that in November of 2000 she sold
6 that property for \$470,000?
7 A Oh, Jesus! If she sold it for that, I don't know
8 about it.
9 \$400,000 and how much?
10 Q \$470,450, sir.
11 A Jesus Christ! That was a piece of trash in
12 property.
13 Q Sir, if the County records reflect that you held
14 that in B&D Realty Company, is that consistent with your
15 memory.
16 A Yes.
17 Q Was your wife a member of B&D Realty Company?
18 A Not that I recall.
19 Q Who were the partners in B&D Company?
20 A Brown and Drews.
21 Q And who is Brown?
22 A Johnny Brown.
23 Q Okay. Do you recall how this property was
24 transferred to you from B&D Realty?
25 MR. DROSE: When you say "you," do you mean--was

1 it actually transferred into Bob's name? I don't want
2 him to get confused.

3 MS. MEYER: It's not really all that clear from
4 what I have, that's why I ask for any deeds that he has.

5 A Say that again.

6 Q Do you recall how the B&D Realty Company came to
7 be in your wife's name?

8 A I don't think she was ever a part of it.

9 Q Was it always your property?

10 A (No response)

11 MR. DROSE: Her question was how did this property
12 get out of B&D into Effie's name?

13 Is that what you are trying to find out?

14 MS. MEYER: Yes.

15 MR. DROSE: So she's not asking if she was a
16 partner. But it was held by B&D and apparently,
17 according to the records, it went into her name. And
18 she is just asking if you recall how that happened.

19 A No, I don't.

20 Q Do you know what happened to the \$470,000?

21 A I wish I had it.

22 Q Which your wife received?

23 A I don't think she's keeping any secrets from me
24 either.

25 MR. DROSE: What's the date of that transaction?

1 MS. MEYER: That was November 22, 2000.

2 Q Do you recall still holding that property when the
3 suit was filed by Mr. Gordon against you and Mr.
4 Beasley?

5 A That was 2000?

6 Q Yes, sir. The suit was filed in '99.

7 A Oh.

8 Q Is that what you recalled?

9 A I don't remember, no.

10 Q But if the underlying lawsuit for this judgment
11 was filed in 1999, and this property was sold by your
12 wife in 2000, you have no reason to question those
13 dates?

14 A No.

15 MS. MEYER: All right. It does appear that we
16 should go through the items listed on the July 28 Order
17 by Judge Jefferson to see what other documents and
18 information we need. And we can ask the Judge to
19 adjourn.

20 WITNESS: Can we take a break?

21 MR. DROSE: This is the last thing we need to do.
22 And I'm going to be doing it, and you can listen to me.
23 And then if you--

24 MS. MEYER: Mr. Drews, if you hear your attorney,
25 and I know he has had conversations with you about the

1 documents. If there's anything that you want to add to
2 what he is saying, or you need to stop us to interject,
3 please do.

4 We're just trying to set forth where we are with
5 the documents and information.

6 Thank you.

7 MR. DROSE: And I want the record to reflect that
8 I'm going to go through the items ordered by Judge
9 Jefferson, to be brought to this hearing. And to the
10 extent that I respond and provide information, I'm not
11 intending to testify, or not holding out that
12 information as being true and accurate. I'm just
13 attempting to respond--to let the record reflect what we
14 have responded to, and what we have not.

15 It appears that No. 1 asks for State and Federal
16 Tax Returns since 1996. And none of those items were
17 brought today.

18 MS. MEYER: Just to let the record reflect, is it
19 Mr Drews' position that Plaintiff can obtain those
20 records from his CPA, Mr. Gambrell, if we have to go
21 that route?

22 MR. DROSE: I don't know whether you are giving--

23 WITNESS: I don't know whether Jerry is going to
24 give them up.

25 MR. DROSE: I mean he's saying that's where they

1 are. I'd like to leave it at that.

2 MS. MEYER: Okay.

3 MR. DROSE: He's saying on number 2: All State
4 and Federal Gift and Inheritance Tax Returns since 1996.
5 He doesn't think there were any such returns filed. But
6 if they were, he doesn't have them with him today.

7 Number 3: Documents reflecting all property
8 transfers between Respondent and Effie Drews. He has no
9 documentation on that.

10 Number 4: Documents reflecting transfers to other
11 relatives. He has no documents relating to that today.

12 Number 5 asked for a list of all assets for which
13 Respondent enjoys the benefit of, and which are owned by
14 Donald Lancaster.

15 His list is Two Noffield Road. So he did respond
16 to that. In essence, if he had a list, it would be one
17 item on the list, and that would be Two Noffield Road.

18 A list of all gifts monetary and otherwise
19 received by Respondent from Donald Lancaster. His
20 response is that there's none. So he could not provide
21 that.

22 Number 7--

23 MS. MEYER: And Dusty, before you go on from
24 number 6, is it his position that the life tenancy is
25 not a gift from Donald Lancaster in the Two Noffield

1 Road address?

2 MR. DROSE: That's a fair question. I've heard
3 him call it a gift. And then I've heard him describe it
4 as having purchased this life estate with the money. So
5 I don't know, legally, which it is, and what he
6 considers it to be. But you're right, that should be on
7 the list, if it is a gift. So we have some confusion
8 there to iron out.

9 Number 7: He brought no bank records with him,
10 despite being ordered to bring them.

11 MS. MEYER: Would he agree that he has had
12 accounts at First Citizens Bank, Carolina First Bank,
13 and First Union/Wachovia?

14 MR. DROSE: That's what he told me, that he had a
15 bank account at First Citizens. He didn't know about
16 Carolina First, there's a question mark. And First
17 Union/Wachovia, his wife has an account there, but not
18 he.

19 WITNESS: Also, the business, Builders Station,
20 they might have had an account there.

21 MR. DROSE: But you have no personal account at
22 First Union/Wachovia?

23 WITNESS: No.

24 MS. MEYER: And how long has Effie Drews held an
25 account at First Union/Wachovia?

1 MR. DROSE: Do you know the answer to that, Bob?
2 WITNESS: No.
3 MS. MEYER: More than ten years?
4 WITNESS: I think so. She keeps her social
5 security separate from mine.
6 MR. DROSE: Number 8: He says that all statements
7 of amount of all cash, personal or cashier's checks,
8 money orders, drafts, and coins owned or possessed by
9 Respondent. His response is that he has cash of about
10 \$30. And there's about \$350 in his checking account, at
11 this time. And he owns no money orders, cashiers
12 checks, drafts, or coins of any value.
13 MS. MEYER: And where is his current checking
14 account?
15 WITNESS: First Citizens Bank.
16 MS. MEYER: And how long has that account existed,
17 Mr. Drews?
18 WITNESS: A long time. Since they've been there.
19 MS. MEYER: More than 20 years, maybe?
20 WITNESS: I think so.
21 MS. MEYER: More that 10 years definitely?
22 WITNESS: Yes.
23 MS. MEYER: I think you.
24 MR. DROSE: Okay. Number 9, we've discussed. He
25 has not responded to that today. Those are the real

1 | estate properties.

2 | Number 10 is a companion provision to number 9.

3 | And he brought no responses to number 10.

4 | Number 11 asked for mortgages owed by Respondent
5 | and/or Effie Drews since 1996. He brought no responses
6 | to that.

7 | Number 12: An accounting which reflects how the
8 | \$100,000, described here as a loan, accrued to
9 | Respondent and Effie Drews as evidenced by a mortgage in
10 | favor of Donald Lancaster on April 15, 1998, was spent.
11 | He brought no accounting, and he further say that he
12 | does not have those records.

13 | Number 13: Description of any personal property
14 | owned or possessed by Respondent, which is worth \$200 or
15 | more. He says he has minimal household goods and a 1995
16 | Buick Sentry vehicle.

17 | That's the only vehicle you have an interest in,
18 | Bob?

19 | WITNESS: That's right.

20 | MR. DROSE: Okay--

21 | MS. MEYER: And Mr. Drews, did you drive that
22 | vehicle today?

23 | MR. DROSE: He took a cab today.

24 | MS. MEYER: Does your wife have a car?

25 | WITNESS: Yes.

1 MS. MEYER: What does she own, sir?

2 WITNESS: She owns a '96 Buick.

3 MS. MEYER: Thank you.

4 MR. DROSE: Document number 14: Documents
5 relating to any corporate partnership, or a limited
6 liability company, any interest held by Respondents
7 since 1996. And he says he has no such records in his
8 possession.

9 Number 15: Statement of any stocks, bonds, or
10 other securities. His statement would say that he has
11 none of those items. He responds to that by saying he
12 does not own any stocks or bonds or securities.

13 MS. MEYER: And I would just like to expand that
14 question, if I might, while we're on the record.

15 MR. DROSE: Okay.

16 MS. MEYER: Mr. Drews, does your wife own any
17 stocks, bonds, or other securities in an investment
18 account?

19 WITNESS: She might have her own savings. I don't
20 know.

21 MS. MEYER: And do you know--

22 WITNESS: Let me put down, I don't know.

23 MS. MEYER: I'm sorry?

24 WITNESS: I'd rather you put down, I don't know.

25 MS. MEYER: Well, do you know if she has like an

1 investment broker for that?

2 WITNESS: No, she has like a little savings
3 account, like you would have. And it won't amount to
4 much.

5 MS. MEYER: Do you know which bank it's at?

6 WITNESS: Well, she deals with Wachovia.

7 MS. MEYER: Okay. So you think she has a checking
8 and a savings there, is that correct?

9 WITNESS: I wonder...

10 MR. DROSE: The question was, do you think she has
11 a checking and a savings account there?

12 WITNESS: If she had one, yes, sir.

13 MR. DROSE: Number 16 asks for a listing of all
14 distributions of any kind to Respondent, or elated
15 parties, or entities, or any ownership interest held
16 since 1996, an accounting of such. He brought no
17 response to that question.

18 Number 17: Statements of any interest Respondent
19 has in any notes, mortgages, accounts, or other claims
20 against anyone. He has no notes, no mortgages, no
21 accounts. But he does think he has legal claims against
22 his prior attorneys, though he has not been able to
23 secure counsel for--

24 WITNESS: What was that question?

25 MR. DROSE: The question was: Do you own any

1 notes, or mortgages, or accounts owed to you, or do you
2 think you have any claims against anybody?

3 I responded by saying I think you believe you have
4 claims against two attorneys. But you haven't been able
5 to secure--you haven't followed through, or secured
6 counsel to get those.

7 But I think he's got the legal opinions that those
8 claims are barred by the Statute of Limitations.

9 MS. MEYER: Okay.

10 MR. DROSE: Number 18: We think we responded to
11 today by answering: None. That would be request of
12 statements of current agreements or contracts for
13 services or work, and financial statements relating to
14 such work, and any records of inventory. He has no
15 activity in that area going on, at this time. So he
16 says, none.

17 Number 19: Documents relating to any leases for
18 property, rural or otherwise, and an accounting for the
19 payments received, pursuant to such leases. He's not
20 the lessor on any property. And has no monies paid to
21 him in that capacity.

22 Number 20: Any life insurance policies on your
23 life.

24 Bob, I'm not clear. Do you have any life
25 insurance policies--

1 WITNESS: I have two \$10,000 policies.
2 MR. DROSE: Two \$10,000 policies.
3 MS. MEYER: And are those whole life or term life?
4 WITNESS: I don't know the difference.
5 MR. DROSE: Whole life would build up a cash value
6 where you could borrow against that--
7 WITNESS: Oh, no.
8 MS. MEYER: Do you have copies of those policies
9 with you today?
10 WITNESS: No.
11 MR. DROSE: He did not bring copies with him
12 today.
13 And number 21: Any documents evidencing a debt
14 owed to Respondent by any other person or entity. He
15 responds by saying there are none.
16 MS. MEYER: Mr. Drews, what's your social security
17 number?
18 WITNESS: I don't believe... Social Security is
19 under investigation now.
20 MR. DROSE: We could provide that number to you.
21 MS. MEYER: Okay.
22 And would you also agree to provide his wife's
23 social security number?
24 WITNESS: I don't know it. But I can tell you
25 mine. It's [REDACTED].

1 MS. MEYER: And you agree to provide your wife's
2 social security number?

3 WITNESS: Do I agree to provide it?

4 MS. MEYER: You don't have to provide it on the
5 record today. But would you agree that your attorney
6 will provide that number?

7 WITNESS: I will give it to Michael.

8 MS. MEYER: I think we can step back and ask the
9 Judge to come out.

10 MR. DROSE: Okay.

11 (Judge addresses the court)

12 WITNESS: What is she going to do now?

13 MR. DROSE: She is going to ask the Judge to come
14 back in. And what he's going to do, Bob, is he is going
15 to instruct us to comply with the Order and give us
16 another date.

17 (Colloquy off the record)

18 COURT: Ms. Meyer, do you have a Motion?

19 MS. MEYER: At this time, the Plaintiff would make
20 a Motion for a Continuance. We've been going for just
21 about an hour and a half this morning. And just by way
22 of background for your HONor, we've gone through Judge
23 Jefferson's Order for documents to be produced. There
24 are a number of items on this list that have not been
25 produced.

1 In fact, Mr. Drews has not produced any documents
2 today. What we have gone through extensively are
3 property transfers in number 9. I have questioned Mr.
4 Drews about that. And just for your Honor's
5 information, there's a property at Two Noffield Road
6 that he gave his nephew \$10,000 for, that was purchased
7 in 1995. That's his current residence.

8 There was a property at 623 Meeting Street that he
9 gave to his wife, or that they transferred back and
10 forth. And that property was sold for \$135,000 in 1997.

11 There was a property at 1705 Meeting Street Road
12 that was sold for \$205,000 in 2001. That was November
13 2001 just prior to the trial of this case.

14 And there was also a property at 92 Sheppard
15 Street that he and his wife had transferred back and
16 forth. And his company B&D Realty was also involved
17 with. And that was sold in 2000 for \$470,450, your
18 Honor.

19 Those four properties grossed receipts, according
20 to the property cards is \$910,000. Mr. Drews is unable
21 to account for any of these monies. We do understand
22 that there may be mortgages that were satisfied when
23 those properties were transferred out of his wife's
24 name.

25 What I think is clear today, Mr. Drews and his

1 wife often transferred properties back and forth to each
2 other with no consideration whatsoever. Our judgment in
3 this case was ordered in December 2001. The value of it
4 is now approaching \$200,000.

5 What I'm asking the Court to order today is Mr.
6 Drews to pay for title work on these four listed
7 properties that I've just listed for your Honor. So
8 that we can understand the chain of title. We have no
9 way of knowing, because his memory does not allow him to
10 tell us what the substance of those transactions were.

11 Our continuance is also based, and our
12 continuation of this hearing is based upon the fact that
13 he has no income tax returns. He's filed joint income
14 tax returns with his wife. He has requested those from
15 his CPA. And the CPA has not responded to Mr. Drews.
16 We would like the opportunity to get those returns. If
17 we don't, we'd like the opportunity to subpoena the CPA
18 to this court.

19 Additionally, we would like to subpoena his wife,
20 Mrs. Effie Drews, to explain these transfers. We would
21 like to subpoena his nephew, Donald Lancaster, and any
22 of the new property owners that we deem necessary, to
23 fully give us a picture of what happened with these
24 properties.

25 Also, Mr. Drews has bank accounts. We've not been

1 provided any statements. He has given me those banks.
2 And also his wife has bank accounts. She is intertwined
3 in this, and we believe the nephew is, too, by these
4 gifts. And we don't believe that the Plaintiff has had
5 sufficient opportunity to fully investigate the assets.

6 So we would ask that your Honor orders a
7 continuance of this matter. And either set a date by
8 which Mr. Drews must produce the documents, or grant
9 Plaintiff an award of costs and fees, so that we can
10 fully investigate the matter.

11 Thank you.

12 MR. DROSE: Your Honor, we cannot oppose a
13 continuance. Mr. Drews has attempted to respond and be
14 helpful today. But I would concede he has not provide
15 sufficient information to allow the Plaintiff to make an
16 assessment of the likelihood of recovery of its
17 judgment.

18 I don't know what the Court's position is.
19 However, on the issue of cost on the four real estate
20 properties, the cost of a title examination, Mr. Drews
21 says he does not have any records. I don't know what
22 duty the Court feels like he has to maintain those
23 records and bring them in.

24 It seems to me that a judgment creditor has, you
25 know, should bear the cost of investigating the real

1 estate transactions. But I'd leave that up to the
2 Court. Mr. Drews has no records on those real estate
3 transactions. And there are four properties involved.

4 COURT: Let me ask this question. Mr. Drews is a
5 real estate agent?

6 WITNESS: Am I a real estate agent?

7 COURT: Yes, sir.

8 WITNESS: No, sir.

9 COURT: You're not. All right.

10 The conveyance to the nephew was in 1997?

11 MS. MEYER: Your Honor, it was in 1995. And what
12 the record will reflect today, and I'd ask Mr. Drew's
13 attorney, and Mr. Drews to step in, if I misstate what's
14 happened today.

15 The family owned a property at ~~2100-2200~~ in
16 Charleston, on the Stono River. Mr. Drews has testified
17 today that that property was transferred--he and his
18 wife sold that property to Keith Meadows and Christine
19 Case. The deed reflects a \$5 consideration. Mr. Drews
20 said it was much more than that. He can't tell us how
21 much was received.

22 But he does say he took \$100,000 from that
23 property sale, gave \$100,000 to his nephew, Donald
24 Lancaster, who bought Two Noffield Road, which is his
25 residence today. And he has admitted that he was the

1 source of the \$100,000 that was invested in the home
2 that he lives in today.

3 That home is currently held in Donald Lancaster's
4 name. And he granted Mr. Drews and his wife, Effie, a
5 life tenancy.

6 MR. DROSE: Just so the record is clear, all that
7 happened before this lawsuit was even brought, and
8 before there was even any relationship between these
9 parties. This was back in 1995, I believe. And so
10 although that's interesting, it's not--it certainly
11 predated any of the litigation between the parties.

12 COURT: Right. That's what I was trying to
13 verify.

14 The 623 Meeting Street sale was since the judgment
15 or not?

16 MS. MEYER: 623 Meeting was sold by he and his
17 wife on May 2, 1995. And that occurred after the
18 Builders Station, which is the subject of this lawsuit,
19 the investment for Mr. Gordon, went defunct.

20 And Plaintiff would assert that even though there
21 wasn't a judgment, Mr. Drews was transferring assets to
22 his wife back and forth, in an attempt--he was aware, at
23 that point, that there was a dispute with Builders
24 Station.

25 COURT: With regard to this older, back in '95,

1 I'm not going to require him to produce those. I will
2 require him to produce the subsequent ones, the 2000,
3 2001 ones, the 1705 Meeting and 92 Sheppard.

4 Now, to the extent that Mr. Drews doesn't have
5 that, he should have the information to allow you to get
6 that information. And so, I'm sure any real estate
7 lawyer in Charleston who ever closed that, would have
8 that documentation. And that's going to be, frankly,
9 better information for you than the title search that
10 you can do.

11 So you need to get a copy of the HUD-1, is what
12 you need. So you need to find out from Mr. Drews, who
13 closed those loans, and retained those records there.

14 To the extent you can determine who the closing
15 attorneys were, then you should probably go to the CPA.

16 And Ms. Meyer, I will allow you, to the extent
17 that the CPA doesn't voluntarily provide that
18 information to Mr. Drews so that he can produce it to
19 you, I'll certainly allow you to subpoena the CPA,
20 whoever that is.

21 Have you all determined who the CPA is?

22 MR. DROSE: We have.

23 MS. MEYER: Yes, your Honor. It's Jerry Gambrell.

24 And just so I'm clear, on the [REDACTED] Road,
25 you're not requiring a title by Mr. Drews on that

1 property?

2 COURT: If you all can find out about it, that's
3 fine. But I'm not going to require him to go back...

4 MS. MEYER: And you're requiring him to provide
5 information to us on 623 Meeting--

6 COURT: No.

7 MS. MEYER: No. Okay.

8 1705 Meeting and 92 Sheppard?

9 COURT: Right.

10 MS. MEYER: Okay.

11 COURT: To the extent that you all can find out
12 the rest of it, that's fine.

13 Now, the HUD statements would be what would give
14 you what information you need. But those ones that are
15 over ten years old, I'm not going to require him to
16 produce those.

17 To the extent that he's got bank accounts and bank
18 records, I'm going to require him to produce those,
19 whatever they are.

20 Again, I'll allow subpoena of the CPA, if you need
21 him to come and bring the stuff, you can do that. What
22 I find more productive; however, is doing this outside
23 the presence of the Court. If you need to subpoena him
24 and go through the records, and if you need to depose
25 him for any reason, you can do that.

1 MS. MEYER: Your Honor, if I can ask. If Mr.
2 Gambrell is not voluntarily responsive to Mr. Drews,
3 just to keep the proceeding moving forward, if he does
4 not respond within ten days, then it's my understanding
5 that I can go ahead and issue a subpoena, to keep the
6 process moving?

7 COURT: I'd say 15.

8 MS. MEYER: 15? Okay.

9 Thank you.

10 COURT: And then as to the advances, is 1705 and
11 92 Sheppard both of those were back and forth with Mrs.
12 Drews?

13 MS. MEYER: Yes, your Honor. And it also involved
14 an entity that he held with Chuck Brown called B&D
15 Realty.

16 And just so your Honor knows, the sum total of
17 those two properties is \$675,450. That's gross not net.

18 COURT: Okay.

19 Well, I'm going to allow you to pursue that,
20 however you can. I'm not, at this time, inclined to
21 award the Plaintiff's costs and fees. I'm going to have
22 you do that as a part of your own expense, at this point
23 in time. But to the extent that this stuff is not
24 forthcoming, and we have to address it again, I'd be
25 inclined to entertain that Motion again.

1 MS. MEYER: Thank you, your Honor.

2 COURT: Anything further?

3 MR. DROSE: Nothing from us, your Honor.

4 MS. MEYER: Would your Honor--

5 COURT: Why don't we do this. I will continue it.
6 I will leave it open. Typically, we'd leave them open
7 for about six months before you contact and say you want
8 to get rid of it.

9 What I'd ask you to do is say within 60 days or
10 so, just contact our office to see if you need to
11 reschedule again. But again, you would only need to
12 reschedule it if you think there are some assets there
13 that you think you can obtain to satisfy your judgment.

14 MS. MEYER: And it's my understanding that if we
15 do reschedule, and the documents themselves don't
16 provide enough information, that the Court will allow us
17 to bring in witnesses?

18 COURT: If you need to issue subpoenas, you may.

19 MS. MEYER: Thank you, your Honor.

20 COURT: Mr. Drose, I'm well familiar with you.
21 And I'm glad to see you. I don't see you very often.

22 MR. DROSE: I'm glad to be here, your Honor.

23 WITNESS: I think I know you, but I'm not sure.

24 COURT: You look familiar to me, too, Mr. Drews.
25 I'm not sure where we might have met.

1 WITNESS: Will Scarborough, he's related to you?

2 COURT: He's a cousin. He's one of my wealthy
3 cousins. I'm one of the ones that have to work.

4 WITNESS: He's doing all right. We were in the
5 Boy Scouts together. A long time ago.

6 COURT: Amy, nice to see you.

7 MS. MEYERS: Nice to see you, too.

8 Thank you so much.

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11 HEARING ENDED.

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STATE OF SOUTH CAROLINA
IN THE
COURT OF APPEALS

Appeal from the Court of Common Pleas
For Charleston County
Honorable J. C. Nicholson, Jr., Circuit Judge
Civil Action Nos.: 2010-CP-10-9096
And 2011-CP-10-8840
Appellate Case Tracking No. 2014-001247

Frank Gordon, Jr., Individually and as Trustee
of Dorothy S. Gordon (Deceased) Trust,

Respondent,

v.

Donald W. Lancaster,

Appellant.

**Rule 210(g), SCACR, Certificate of Counsel
(Supplemental Volume)**

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I, Stephen P. Groves, Sr., Esquire, hereby certify, pursuant to Rule 210(g), SCACR, that this **Record on Appeal (Supplemental Volume)** contains all of the material and documentation proposed to be included by any of the parties and not any other material.

Signed: _____

Stephen P. Groves, Sr., Esquire

Charleston, South Carolina

23 November 2015