

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

**APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas
The Honorable Gordon G. Cooper
Master in Equity**

**Appellate Case No. 2017-002200
Circuit Court Case No. 2010-CP-42-05847**

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SC Court of Appeals

**Wells Fargo Bank, N.A. as Trustee
for Bear Stearns Asset Backed
Securities I Trust 2004-BO1**

Respondent

v.

**Betty L. Tangeman, Barry D. Mallek, Alice R. Mallek,
Donald Coggins, and Jr Delbert R. Tangeman**

Defendants

of whom

Delbert R. Tangeman is the

Appellant

**RESPONDENT'S REPLY IN FURTHER SUPPORT OF ITS
MOTION TO DISMISS**

Respondent Wells Fargo Bank, N.A. as Trustee for Bear Stearns Asset Backed Securities I Trust 2004-BO1 ("Wells Fargo"), through undersigned counsel, submits this Reply in further support of its Motion to Dismiss ("Motion") Appellant Delbert R. Tangeman's appeal in its entirety and states as follows:

1. Appellant took the time to respond to Well Fargo's Motion even though – to this date – he has not responded to the Court's April 4, 2019 Order directing him to file and serve Final Briefs by May 6, 2019.

2. The Appellant fails to acknowledge that this case is, as a result, at a complete standstill. He wants a merits decision, but this case is not on track to ever reach that point.

3. Wells Fargo filed its Motion and delineated the procedural history of this appeal only at the suggestion of the Court, and only for the purpose of moving this appeal toward resolution.

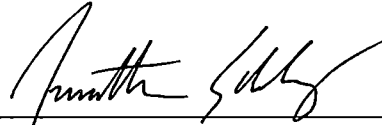
4. Wells Fargo respectfully requests that the Court dismiss this appeal in its entirety.

5. Given the extraordinary circumstances, Wells Fargo continues to believe that attorneys' fees are appropriate pursuant to SCACR 222.

WHEREFORE, for the reasons stated above and in its Motion to Dismiss, Respondent requests as follows:

- a. That the Court dismiss this appeal in its entirety;
- b. That the Court order the Appellant to pay the Respondent's fees and costs incurred in the preparation and filing of this Reply and its Motion; and
- c. That the Court issue such other and further relief as it deems appropriate.

This the 27th day of June, 2019.



Michael C. Griffin (SC Bar No. 72868)
Jonathan E. Schulz (SC Bar No. 79850)
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*Attorneys for Respondent Wells Fargo Bank, N.A. as
Trustee for Bear Stearns Asset Backed Securities I
Trust 2004-BO1*

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PROOF OF SERVICE

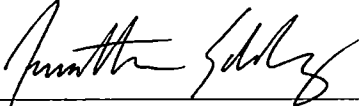
I hereby certify that a copy of the foregoing **RESPONDENT'S REPLY IN FURTHER SUPPORT OF ITS MOTION TO DISMISS** was sent via first-class U.S. Mail, postage prepaid, and addressed as follows:

Delbert R. Tangeman
104 Riverside Lane
Duncan, SC 29334
Appellant

Delbert R. Tangeman
102 Oak Ridge St.
Spartanburg, SC 29306
Appellant

John B. Kelchner, Esq.
James D. Floyd, Esq.
Hutchens Law Firm
P.O. Box 8237
Columbia, SC 29202
Attorney for Respondent

This the 27th day of June, 2019.



Jonathan E. Schulz (SC Bar No. 79850)

Jonathan Schulz
Direct Dial: (704) 338-6127
E-mail: jschulz@bradley.com

June 27, 2019

VIA FEDEX OVERNIGHT

Ms. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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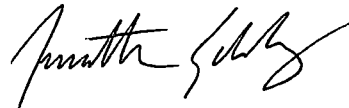
Re: *Wells Fargo Bank, N.A. as Trustee for Bear Stearns Asset Backed Securities I Trust 2004-BO1 v. Betty L. Tangeman, Barry D. Mallek, Alice R. Mallek, Donald Coggins, and Jr Delbert R. Tangeman*
South Carolina Court of Appeals Case No. 2017-002200

Dear Ms. Kitchings:

In connection with the above appeal, enclosed for filing please find one (1) original and six (6) copies of Respondent Wells Fargo's Reply in Support of its Motion to Dismiss. Please file the original and retain six (6) copies per SCACR 240(d).

Thank you for your assistance. Please do not hesitate to contact me should you have any questions or concerns about the above.

Best regards,



Jonathan Schulz

Enclosure

cc: Delbert Tangeman (with encl. via US Mail)
John B. Kelchner (with encl. via US Mail)
James D. Floyd (with encl. via US Mail)

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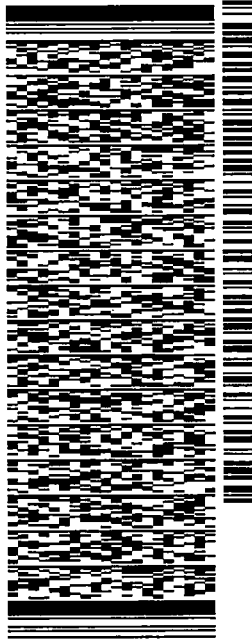
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1220 SENATE STREET

COLUMBIA SC 29201

(704) 338-6014 REF: 208941-301053

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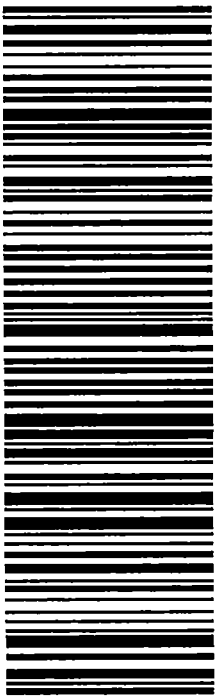
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