

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY  
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge

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SC Court of Appeals

Appellate Case No. 2019-001065  
Dorchester County Case No(s). 2019-CP-18-0677 and 2017-CP-18-1816

In Re: The Estate of Doris Duane Colucci

Michael C. Fox, Named Personal Representative  
in the Last Will of Doris Duane Colucci ..... Appellant,

v.

Andrew W. Chandler, in his capacity as Special  
Administrator of the Estate of Doris Duane Colucci,  
Michael C. Fox, Successor Trustee of the  
Colucci Living Trust, dated February 24, 2005,  
Michael Fredrick Antonio Colucci, John Martin Antonio,  
Henry Burkes, and Richard M. Hyman, Jr. .... Respondents.

Appellant's Designation of Matter

Appellant proposes the following be included in the Record on Appeal:

Orders

- (1) June 9, 2017 Temporary Order for the Appointment of a Special Administrator on an Emergency Basis
- (2) July 10, 2017 Consent Order for the Appointment of a Special Administrator
- (3) July 24, 2017 Order Approving Special Administrator's Employment of Rosen, Rosen & Hagood, LLC, and Association of Lester S. Schwartz, Esquire

- (4) July 28, 2017 Order Approving Special Administrator's Employment of Evans, Carter, Kunes & Bennet, P.A.
- (5) October 26, 2017 Order to Sell Personal Property
- (6) July 30, 2018 Order (Authorizing the Sale of Real Estate)
- (7) August 27, 2018 Order Granting Summary Judgment and Ordering Probate of Will Dated June 18, 2013
- (8) August 27, 2018 Modified Order for the Appointment of a Special Administrator
- (9) January 8, 2019 Order Denying Removal
- (10) February 7, 2019 Order
- (11) February 13, 2019 Order
- (12) February 13, 2019 Temporary Order Restraining Personal Representative
- (13) February 13, 2019 Order for the Appointment of Temporary Special Administrator
- (14) May 10, 2019 Order Lifting Stay
- (15) May 28, 2019 Order
- (16) May 28, 2019 Order Denying Appellant's Emergency Petition for Writ of Supersedeas
- (17) April 17, 2019 Order for Temporary Restraint of General Personal Representative

#### **Filings**

- (18) Motion for Removal (Filed November 1, 2017)
- (19) Application for Formal Appointment of Special Administrator (Filed by Lester S. Schwartz) (Filed May 3, 2017)
- (20) Consent to Appointment of Special Administrator (Filed November 1, 2017)
- (21) Information to Heirs and Devisees (Filed August 4, 2017)
- (22) Last Will and Testament of Doris D. Colucci (Filed on August 24, 2017)
- (23) Colucci Living Trust (Dated February 24, 2005)
- (24) First Amendment of the Colucci Living Trust (Dated June 18, 2013)
- (25) Letter from Dorchester County Probate Court (Dated September 13, 2017)
- (26) Petition to Determine Heirs (Filed October 4, 2017)
- (27) Inventory and Appraisement (Filed October 10, 2017)
- (28) Motion to Alter or Amend (Filed October 20, 2017)

- (29) Application for Informal Probate of Will and Appointment (Filed by Michael Fox) (Filed October 24, 2017)
- (30) Petition for Formal Testacy and Appointment (Filed by Michael Fox) (Including Certificates of Service and Acceptances of Service) (Filed October 30, 2017)
- (31) Affidavit of Service (Filed December 28, 2017)
- (32) Petition for Sale of Real Estate (Filed March 22, 2018)
- (33) Ivo Francesco Colucci's Motion for Summary Judgment on Petition for Formal Testacy (Filed May 23, 2018)
- (34) Andrew Chandler, Esquire, As Special Administrator of the Estate of Doris Duane Coluccci, Partial Opposition to Ivo Colucci's Motion for Summary Judgment on Petition for Formal Testacy and Appointment (With Exhibits) (Filed August 8, 2018)
- (35) Memorandum in Support of Summary Judgment (Filed August 10, 2018)
- (36) Motion to Restrain Special Administration (With Exhibits) (Filed November 26, 2018)
- (37) Answer and Objection of Andrew Chandler, Esquire (Filed November 30, 2017)
- (38) Motion to Dismiss Petitioner Fox's "Motion to Restrain Special Administrator" (With Exhibit) (Filed December 6, 2018)
- (39) Petition to Restrain Special Administrator (Filed January 4, 2019)
- (40) Motion for Removal (Filed January 4, 2019)
- (41) Supplement to Motion to Dismiss Petitioner Fox's "Motion to Restrain Special Administrator" (With Exhibits) (Filed February 8, 2019)
- (42) Rule to Show Cause (With Exhibits) (Filed February 14, 2019)
- (43) Motion to Alter or Amend (February 22, 2019)
- (44) Respondent Chandler's Motion to Reconsider, Alter, or Amend (With Exhibits) (Filed February 28, 2019)
- (45) Return to Respondent Chandler's Motion to Reconsider, Alter, or Amend (With Exhibits) (Filed March 4, 2019)
- (46) Affidavit of Michael C. Fox (Filed March 20, 2019)
- (47) Plaintiff's Jurisdictional Memorandum (Filed March 20, 2019)
- (48) Timeline (Filed March 20, 2019)

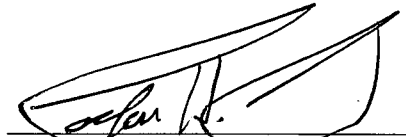
- (49) Memorandum of Law: Respective Jurisdiction of Circuit Court and Probate Court (With Exhibits) (Filed March 20, 2019)
- (50) Supplemental Memorandum in Support of Plaintiff's Rule to Show Cause (Filed April 4, 2019)
- (51) Limited Response to Plaintiff's "Jurisdictional Memo" (With Exhibit) (Filed April 8, 2019)
- (52) Notice of Appeal (April 18, 2019)
- (53) Motion to Lift Stay (May 1, 2019)
- (54) Petition for the Approval of Settlement of Litigation (Filed May 14, 2019)
- (55) Petition for Writ of Supersedeas (With Exhibits) (Filed May 15, 2019)
- (56) Supplement to Emergency Petition for Writ of Supersedeas (Filed May 17, 2019)
- (57) E-Mail from Judge Dickson (Dated May 21, 2019)
- (58) Respondent Andrew W. Chandler's Opposition to Appellant's Emergency Petition for Writ of Supersedeas (With Exhibits) (Filed May 22, 2019)
- (59) Respondent Ivo Francesco Colucci's Memorandum in Support Motion for Reconsideration (Filed May 22, 2019)
- (60) Statement of Qualifications of Andrew W. Chandler, Esquire (With Exhibits) (Filed May 22, 2019)
- (61) Affidavit of Michael C. Fox (Filed May 23, 2019)
- (62) Statement of Qualifications of Michael Fox and Supplemental Memorandum in Opposition to Respondent Chandler's Motion to Reconsider, Alter, or Amend (Filed May 23, 2019)
- (63) E-Mail from Judge Dickson (Dated May 28, 2019)
- (64) E-Mails (Dated May 29, 2019)
- (65) Legare Road Settlement Statement (Filed June 3, 2019)
- (66) Notice of Appeal (Filed June 27, 2019)
- (67) Request for Hearing to Approve Distribution by Special Administrator (Filed September 26, 2019)
- (68) Email Palmer to Blunt

### Transcripts

- (69) August 13, 2018 Motion for Summary Judgment Hearing Transcript
- (70) January 9, 2019 Emergency Hearing Transcript
- (71) January 9, 2019 Proposal for Distribution Hearing Transcript
- (72) February 22, 2019 Temporary Restraining Order Hearing Transcript

**Rule 209(c), SCACR, certification:** I certify that this designation contains no matter which is irrelevant to this appeal.

Dated: 11/4/2019



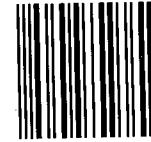
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