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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM YORK COUNTY  
Court of Common Pleas

S. Jackson Kimball, III, Master-in-Equity for York County

**RECEIVED**

DEC 04 2019

SC Court of Appeals

Case No.: 2015-CP-46-03068

Appellate Case No. 2016-002161

The Bank of New York Mellon fka The Bank of New York, as Trustee (CWALT 2004-2CB),.....Respondent,

v.

Tara B. Barfield a/k/a Tara Burdiss Barfield,.....Appellant.

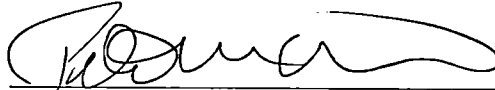
**MOTION AND AGREEMENT TO DISMISS APPEAL**

Appellant filed this appeal from an order of foreclosure entered by the York County Master-in-Equity. Appellant and Respondent have now entered into a loan modification agreement which modifies the terms of the loan at issue in this appeal. Therefore, the parties have resolved the issues that brought about the foreclosure and the parties desire and agree to dismiss the current appeal.

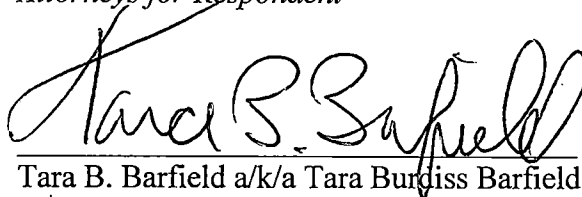
The parties agree that each party shall bear its own costs and expenses of this appeal and that costs shall not be taxed against Appellant upon dismissal of this appeal.

**SIGNATURE BLOCKS APPEAR ON THE FOLLOWING PAGE**

WE SO MOVE AND AGREE:



Peter M. Balthazor, SC Bar No. 68244  
RILEY POPE & LANEY, LLC  
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Post Office Box 11412 (29211)  
Columbia, South Carolina 29205  
(803) 799-9993  
[peteb@rplfirm.com](mailto:peteb@rplfirm.com)  
*Attorneys for Respondent*



Tara B. Barfield a/k/a Tara Burdiss Barfield  
5088 Mariana Court  
Tega Cay, South Carolina 29708-7232  
*Appellant, pro se*

October 29, 2019

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM YORK COUNTY  
Court of Common Pleas

S. Jackson Kimball, III, Master-in-Equity for York County

Case No.: 2015-CP-46-03068

Appellate Case No. 2016-002161

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The Bank of New York Mellon fka The Bank of New York, as Trustee (CWALT 2004-2CB),.....Respondent,

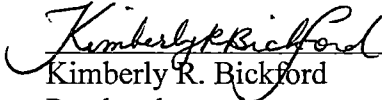
v.

Tara B. Barfield a/k/a Tara Burdiss Barfield,.....Appellant.

**PROOF OF SERVICE**

I do hereby certify that I served the Motion and Agreement to Dismiss Appeal upon the below-named party by depositing a copy of same, this date, in the U.S. Mail, first class postage prepaid, and addressed as follows:

Tara B. Barfield a/k/a Tara Burdiss Barfield, *pro se*  
5088 Mariana Court  
Tega Cay, South Carolina 29708-7232

  
\_\_\_\_\_  
Kimberly R. Bickford  
Paralegal

December 4, 2019  
Columbia, South Carolina

RILEY  
POPE &  
LANEY  
— LAW —

South Carolina | North Carolina

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December 4, 2019

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DEC 04 2019

SC Court of Appeals

VIA HAND-DELIVERY

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

Re: The Bank of New York Mellon fka The Bank of New York, as Trustee (CWALT 2004-2CB) vs. Tara B. Barfield a/k/a Tara Burdiss Barfield, Samuel C. Barfield, SouthTrust Bank, N.A., Beneficial Financial I Inc., CACH, LLC, and The South Carolina Department of Revenue

Calendar No.: 2015-CP-46-03068  
Appellate Case No.: 2016-002161  
Our File No.: 4028.00915

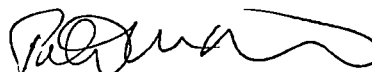
Dear Ms. Kitchings:

On November 19, 2019, the Respondent filed a motion to dismiss this appeal. Subsequently, the Appellant agreed to dismiss the appeal, as shown on the attached Motion and Agreement to Dismiss Appeal.

Therefore, please find enclosed a check in the amount of \$50.00 for the motion filing fee and the original and six copies of the *Motion and Agreement to Dismiss Appeal*, with *Proof of Service* attached. Please file the enclosed documents and return a clocked copy with my runner.

Please notify me if the Court requires anything further in order to dismiss this appeal. Thank you for your kind assistance in this matter.

Sincerely,



Peter M. Balthazor

PMB/krb

Enclosures

Cc: Tara B. Barfield a/k/a Tara Burdiss Barfield, *pro se*