

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Charles B. Simmons, Jr.  
Master in Equity

Appellate Case No. 2019-001821  
Circuit Court Case No. 2018-CP-23-3124

**RECEIVED**  
FEB 10 2020  
SC Court of Appeals

Rallis Holdings, LLC and Oriole Properties, LLC, .....	Third-Party Petitioners,
In RE: Clear Skies Restoration, LLC, .....	Plaintiff,
v.	
Ivan Martinez and Paula A. Martinez .....	Defendants,
of which	
Oriole Properties, LLC and Rallis Holdings, LLC, are the .....	Appellants,
and	
Ivan Martinez, Paula A. Martinez, and Clear Skies Restoration, LLC, are the .....	Respondents.

APPELLANTS' DESIGNATION OF MATTER

Appellants designate the following to be included in the Record on Appeal:

**Orders**

1. Order for Entry of Default (Aug. 20, 2018).
2. Order of Reference (Aug. 24, 2018).
3. Order for Entry of Default (Dec. 31, 2018).
4. Order for Judgment and Decree of Foreclosure Sale (May 8, 2019).
5. Master Deed (Recorded June 11, 2019).

6. Order for Writ of Ejectment (June 12, 2019).
7. Order Granting Post-Judgment Motion (Sept. 4, 2019).
8. Order Regarding Appellants' Motion to Intervene and Motion to Reconsider (Sept. 19, 2019).

**Pleadings**

9. Summons and Complaint (June 1, 2018).
10. Summons and Amended Foreclosure Complaint (Sept. 26, 2018).

**Motions and Related Filings**

11. Affidavit of Service (July 3, 2018).
12. Affidavit of Default (Aug. 15, 2018).
13. Affidavit of Service on Ivan Martinez (Oct. 26, 2018).
14. Affidavit of Service on Paula Martinez (Oct. 26, 2018).
15. Affidavit of Publication (June 4, 2019).
16. Affidavit of Jonathan D. Custer (July 29, 2019).
17. Affidavit of Ronald D. Rallis, Jr. (Sept. 16, 2019).
18. Assignment of Bid (June 10, 2019).
19. Taxation of Costs (June 20, 2019).
20. Affidavit of Kevin Brady (Sept. 16, 2019).
21. Second Affidavit of Jonathan D. Custer (Sept. 4, 2019).
22. Stipulation of Dismissal (Sept. 16, 2019).
23. Motion for Entry of Default (Dec. 21, 2018), and accompanying exhibits:
  - Affidavit of Default.
  - Affidavit of Non-Military Service.

- Title to Real Estate.
- Real Property Tax Bill.
- Automobile-Registration Records.

24. Motion to Stay Eviction (July 2, 2019).

25. Ivan Martinez Motion for Relief from Judgment (July 17, 2019).

26. Paula Martinez Motion for Relief from Judgment (July 31, 2019).

27. Clear Skies Rule 60 Motion to Correct Mistake (Aug. 21, 2019).

28. Response in Opposition to Rule 60 Motion (Sept. 4, 2019), and accompanying exhibit.

29. Motion to Intervene (Sept. 16, 2019).

30. Motion to Reconsider (Sept. 16, 2019), and accompanying memorandum in support and exhibits.

#### **Transcripts**

31. Foreclosure Hearing Transcript (Feb. 7, 2019).

32. Hearing Transcript (July 31, 2019).

33. Hearing Transcript (Aug. 1, 2019).

#### **Other Materials**

34. Notice of Hearing (Jan. 24, 2019).

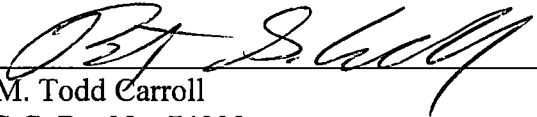
35. Notice of Hearing (July 3, 2019).

36. Notices of Appeal.

The below-signed certifies that this Designation contains no matter which is irrelevant to this appeal.

Respectfully submitted,

WOMBLE BOND DICKINSON (US) LLP

By: 

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Attorneys for Appellant

Columbia, South Carolina  
February 10, 2020

**PROOF OF SERVICE**

I, the undersigned Legal Assistant of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Appellant, do hereby certify that I have served all parties to this appeal with a copy of the pleading(s) specified below through the United States mail, postage prepaid, at the address(es) below:

Pleading(s): Appellants' Designation of Matter

Parties Served:

Michael B. Dodd  
The Dodd Law Firm, LLC  
1990 Augusta Street, Suite 2B  
Greenville, SC 29605

M. Stokely Holder  
Holder, Padgett, Littlejohn & Prickett, LLC  
110 W. North Street, Suite 100  
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SC Court of Appeals

By: \_\_\_\_\_

Edwin T. Mathis

February 10, 2020

**PROOF OF SERVICE**

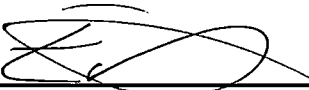
I, the undersigned Legal Assistant of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Appellant, do hereby certify that I have served all parties to this appeal with a copy of the pleading(s) specified below through the United States mail, postage prepaid, at the address(es) below:

Pleading(s):            Brief of Appellants

Parties Served:

Michael B. Dodd  
The Dodd Law Firm, LLC  
1990 Augusta Street, Suite 2B  
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M. Stokely Holder  
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By:   
Edwin T. Mathis

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February 10, 2020

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

**RECEIVED**  
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SC Court of Appeals

Re: Oriole Properties, LLC v. Ivan Martinez  
Appellate Case No. 2019-001821

Dear Ms. Kitchings:

Please find enclosed for filing the Brief of Appellants and Appellants' Designation of Matter for the case cited above. Kindly file the original and return a clocked copy to our courier.

Sincerely,

A handwritten signature in black ink, appearing to read "Bryant S. Caldwell".

Bryant S. Caldwell

Enclosures

cc: Michael B. Dodd  
M. Stokely Holder