

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
In The Circuit Court

William A. McKinnon, Circuit Court Judge

Appellate Case No. 2019-001827

RECEIVED

APR 02 2020

SC Court of Appeals

DAVID J. MATTOX,

v.

LISA JO BARE MATTOX,

DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL

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

1. Order of the Probate Court dated September 26, 2017 and filed September 27, 2017
2. Order of the Probate Court dated and filed November 21, 2018.
3. Order of the Circuit Court filed September 3, 2019.
4. Order of the Circuit Court filed October 2, 2019.
5. Summons, Notice, Motion and Petition for Relief from Judgment and For Stay of Enforcement, with attachments, filed July 13, 2018.
6. Response to Petitioner's Notice, Motion and Petition for Relief from Judgment and For Stay of Enforcement, filed August 20, 2018.
7. Appellant's Memorandum on Motion for Relief from Judgment and Stay of enforcement, with attachments, dated October 4, 2018.
8. Inventory and Appraisalment of the Deceased's Estate filed February 22, 2017.

9. Affidavits and Exhibits of Respondent for October 5, 2018 Hearing.
10. Respondent's Memorandum in Opposition to Appellant's Motion and Petition for Relief from Judgment and For Stay of Enforcement, dated October 5, 2018.
11. Statement of Issues on Appeal to the Circuit Court filed April 17, 2019.
12. Brief of Appellant to the Circuit Court filed June 13, 2019.
13. Brief of Respondent to the Circuit Court filed July 2, 2019.
14. Record on Appeal to the Circuit Court filed June 13, 2019.
15. Appellant's Motion to Reconsider filed September 13, 2019.
16. Respondent's Memo in Opposition to Motion to Reconsider filed September 30, 2019.
17. Transcript of Hearing before the Probate Court on October 5, 2018, pp. 2 thru 32.
18. Transcript of Hearing before the Circuit Court on July 31, 2019, pp. 4 thru 37.
19. Transcript of Hearing before the Circuit Court on October 1, 2019, pp.4 thru 18.
20. Notice of Appeal to the Circuit Court, with Exhibit, filed December 5, 2018, with attachments.
21. Notice of Appeal to the Court of Appeals, with Exhibits, dated and served October 28, 2019.

March 31, 2020

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Other Counsel of Record:

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Rock Hill, S.C.29731
Attorneys for Respondent

Attorneys for Appellant

By:  _____

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CERTIFICATE OF SERVICE

The undersigned, counsel for Appellant in the civil appeal above, hereby certifies that, on the date written below, he served copies of the following pleadings or documents in the above-captioned and numbered civil action:

Initial Brief of Appellants;

Designation of Matter to Be Included in the Record on Appeal; and
this Certificate of Service,

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out below; or

by hand delivering copies of the same to the following persons, or by leaving the same at that person's office with that person's clerk or some other person in charge thereof, or by leaving it in a conspicuous place therein; of if the office was closed or the person to be served has no office, by

leaving a copy at that person's dwelling place or usual place of abode with some person of suitable age and discretion then residing therein. all pursuant to Rule 262, S.C.A.C.R.

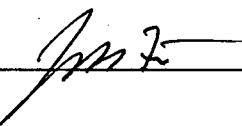
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Attorneys for Appellant

By:  _____

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March 31, 2020

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629

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SC Court of Appeals

Re: David J. Mattox
v. Lisa Jo Bare Mattox
Appellate Case No. 2019-001827

Dear Ms. Kitchings:

In accordance with Rules 208 and 209, S.C.A.C.R., enclosed herewith please find the original and one (1) copy each of:

- a) the Appellant's Initial Brief, and
- b) the Appellant's Designation of Matter to be Included in the Record on Appeal,

together with the Certificate of Service for the same in the above referenced case.

By copy of this letter, I am serving the attorneys for the Respondent with copies of the Initial Brief and Designation, as evidenced by the Certificate of Service.

Please return the extra conformed copies to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely yours,


John Martin Foster

jmf/
enclosures

cc: John P. Gettys, Jr.
J. Nathaniel Pierce
Morton & Gettys
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Attorneys for Respondent