

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

THE HONORABLE JENNIFER B. MCCOY
Circuit Court Judge

Case No.: 2019-CP-10-01932

RECEIVED

May 01 2020

SC Court of Appeals

Appellate Case No. 2019-002124

IN RE: ESTATE OF STEPHEN DAY WARD, JR.

MARY K. WARD A/K/A MARY KIMBERLY WARDRespondent,

vs.

STEPHANIE WARD CIBINIC, DAVID D. WARD, AND BRIAN C. WARD, Personal
Representatives Appellants.

**APPELLANTS' DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL
S.C. Code Ann. §62-1-308(d)**

The Appellants, Stephanie Ward Cibinic, David D. Ward, and Brian C. Ward, Personal Representatives of the Estate of Stephen Day Ward, hereby propose the following be included in the Record on Appeal:

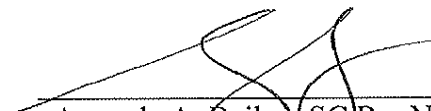
- 1) Petition for Informal Appointment of Personal Representative and Probate of Will, September 29, 2016
- 2) Order Appointing Co-Personal Representatives, September 30, 2016
- 3) Petition for Omitted Spouse Share, January 28, 2017
- 4) Response to Petition for Omitted Spouse Share, April 11, 2017
- 5) Motion for Summary Judgment, June 30, 2017, with exhibits
- 6) Reply to Motion for Summary Judgment, October 23, 2017
- 7) Order Denying Summary Judgment, November 10, 2017
- 8) Motion for Reconsideration of Order Denying Summary Judgment, November 27, 2017
- 9) Order Denying Motion for Reconsideration of Order Denying Summary Judgment, February 9, 2018
- 10) Transcript of Testimony, April 18, 2018
- 11) Appellants'/Respondents' Exhibits 1-8, marked and admitted April 18, 2018
- 12) Correspondence to Judge Irvin Condon, and enclosed Respondent's proposed Order Denying the Petitioner's Claim for Omitted Spouse Share, May 7, 2018;
- 13) Order Granting Petition for Omitted Spouse Share, August 9, 2018
- 14) Motion for Reconsideration of August 9, 2018 Order, August 20, 2018
- 15) Memorandum in Support of Motion for Reconsideration of August 9, 2018 Order, October 8, 2018
- 16) Order to Alter or Amend Judgment, January 18, 2019
- 17) Motion for Reconsideration of January 18, Order, January 28, 2019
- 18) Order Denying Motion for Reconsideration of January 18, 2019 Order, April 2, 2019

- 19) Notice of Appeal to Circuit Court
- 20) Statement of Issues on Appeal, S.C. Code Ann. §62-1-308(b), filed May 22, 2019
- 21) Record on Appeal, pp. 1-724
- 22) Brief of Appellants (pursuant to S.C. Code Ann. §62-1-308(e), filed June 19, 2019
- 23) Transcript of Record of the proceedings before the Honorable Jennifer B. McCoy taken on November 15, 2019
- 24) Form 4 Order of the Honorable Jennifer B. McCoy affirming the decision of the Probate Court dated December 20, 2019

Respectfully submitted,

BURR & FORMAN LLP

Dated: May 1, 2020



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Representatives Appellants.

PROOF OF SERVICE

I, Amanda A. Bailey of Burr & Forman LLP, attorneys for Appellants, Stephanie Ward Cibinic, David D. Ward, and Brian C. Ward, in the above-entitled action, certify that I have served the **Brief of Appellants, Designation of Matter, and Proof of Service** by using the AIS Email address of counsel of record to this matter pursuant Order of the Supreme Court of South Carolina, Appellate Case No. 2020-000447, Section (g)(3), on the 1 day of May, 2020 as follows:

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May 1, 2020

VIA FACSIMILE (803-734-1839)

Jenny Abbott Kitchings, Clerk
South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

**Re: In Re: Estate of Stephen Day Ward, Jr.
Stephanie Ward Cibinic, David D. Ward, and Brian C. Ward, Personal
Representatives v. Mary K. Ward a/k/a Mary Kimberly Ward
Appellate Case No. 2019-002124**

Dear Ms. Kitchings:

On behalf of Appellants in the above-referenced matter, we enclose for filing the following:

1. Brief of Appellants;
2. Appellants' Designation of Matter to be Included in the Record on Appeal; and
3. Proof of Service.

Please provide confirmation of filing of the above-referenced documents.

Thank you.

Very truly yours,



Amanda Bailey

AAB/cmb

Enclosures

cc: Jane A. McFaddin, Esq., w/enc., via Email
Clients (via email)

