

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Master-In-Equity

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

Appellate Case No. 2019-002047

Independence National Bank.....Respondent,

v.

Buncombe Professional Park, LLC and
David Decarlis s/a David D. Decarlis,

Of whom, David Decarlis is theAppellant.

DESIGNATION OF MATTERS TO BE INCLUDED IN THE RECORD ON APPEAL

Respondent proposes the following Designation of Matters to be included in the Record on Appeal:

Order(s)

- 1. Order to Repatriate 10.8.19
- 2. Order to Appoint Receiver 11.12.19
- 3. Order Denying Motion to Reconsider 12.5.19
- 4. Order Holding Decarlis in Contempt 12.17.19
- 5. Order Reaffirming Contempt 2.13.20

Pleadings

- 6. Complaint 05.14.10
- 7. Amended Complaint 04.7.11 with Exhibits:
 - a. Exhibit A – 11.11.07 Loan Commitment Letter
 - b. Exhibit B – Commercial Promissory Note 09.28.07
 - c. Exhibit C – Change in Terms 04.01.09

- d. Exhibit D – Commercial Loan Guaranty 09.25.07

Transcripts

- 8. Transcript Rule to Show Cause Hearing 9.20.19
- 9. Transcript Hearing 11.6.19

Exhibits

Plaintiff Exhibits

- 10. Plaintiff's Exhibits from 9.20.19 RTSC Hearing
 - a. P-1: Personal Financial Statement of David Decarlis 03.08.09
 - b. P-2: Royal Blue Lending House, LLC Agreement 03.10.10
 - c. P-3 – Lis Pendens 03.11.10
 - d. P-4: Promissory Note Decarlis to Royal Lending House, LLC 2.25.10
 - e. P-5: Southpac Group Trust Info – Deed of Trust; etc.
 - f. P-6; Southpac Group Portfolio Information – Explanation of Trust Transfer of Property 9.13.17
 - g. P-7: Southpac Group Federal Statements and Portfolio Information – Explanation of Trust Transfer of Property 05.23.18
 - h. P-8: Chase Statement 08.05.18

Other Materials and Documents

Motions

- 11. Plaintiff's Motion for Contempt and Supporting Memo 10.29.19
- 12. Defendant's Motion for Reconsideration 10.18.19
- 13. Defendant's Motion for Relief 02.06.20

Misc.

- 14. Affidavit of Jay Adkisson (Exh.1 Memo in Support Motion for Contempt 10.29.19)

I certify that this designation contains no matter which is irrelevant to this appeal.

(Signature page to follow)

Respectfully Submitted,

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***Attorneys for Respondent
Independence National Bank***

July 6, 2020
Greenville, South Carolina

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PROOF OF SERVICE

I certify that I have electronically served the Respondent's Designation of Matter on the
below parties on July 6, 2020.

Shawn M. French, Sr.
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(Signature page to follow)

Respectfully Submitted,

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