

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

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JUN 22 2020

SC Court of Appeals

Re: M&T Bank v. Tyrone Davis, et al Appellate Case No. 2019-001682

Dear Clerk of Court:

Attorney Scott Umstead requested in a letter to the Clerk on June 8, 2020, that he was erroneously included in this appeal. He was the closing attorney for M&T Bank in the mortgage. He represented William O Smith and BC Fund and Management LLC. He failed to answer the complaint in the Lower Court and as a result eventually led to default for William O Smith and BC Fund and Management LLC. The record will show the mortgage was signed by Tyrone Davis and the Warranty Deed was signed by William O Smith to Tyrone Davis, in Scott Umstead's office. Scott Umstead disbursed the proceeds from the mortgage.

Please see Record on Appeal,

Master's Order and Judgement of Foreclosure Sale May 4, 2018 C/A No. 2011-cp-26-018909.

32. "When Attorney **Scott B Umstead** closed the transfer of the Subject property from BC Fund, LLC to Davis **he** secured a resolution from BC Fund and Management, LLC d/b/a BC Fund, LLC. The resolution was **embodied in documents** dated November 16, 2007" (*see minutes*)

37. At trial, **Scott Umstead** testified that BC Fund LLC and BC Fund and Management LLC are the same.

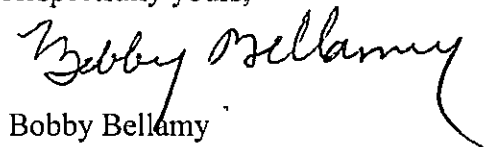
See Record on Appeal page 25, 1st paragraph pg. 14 of 24

1. Concerning the counter claim and affirmative defenses based on Bellamy's assertion that the BC Fund Deed is null and void because BC Fund LLC did not exist.

Corporate documents in the **Mr. Umstead** file, the companies tax identification number was used at the closing when the property was transferred from BC Fund to Tyrone Davis.

Attorney Scott Umstead was the closing attorney, he is not merely a witness in this case. He represented William O Smith and BC Fund and Management, indispensable co-respondents in this case. The records do not need to be corrected. Mr. Umstead needs to stop the trickery and comply with the orders of this court.

Respectfully yours,



Bobby Bellamy

Cc: Cliff Moore, III, Esq.

John B. Kelchner Esq.

David Orvin, Esq

Scott Umstead, Esq

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