

RECEIVED
Feb 09 2021
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LANCASTER COUNTY
Court of Common Pleas

Brian M. Gibbons, Circuit Court Judge

Appellate Case No. 2020-000021

In the Matter of the Estate of Chris Combis,

Desa Ballard, as Personal Representative of the Estate of Chris Combis,
Respondent

v.

George Combis, Diane Combis, and Chris Combis, Defendants,

Of Whom, George Combis and Chris Combis are the Appellants,

**OBJECTIONS TO
RECORD ON APPEAL**

On January 21, 2021 Appellants served their Record on Appeal upon Respondent via email pursuant to South Carolina Court of Appeals Order No. 2020-000447(g)(3). Upon review of the Record on Appeal, Respondent noted several deficiencies and emailed Appellant with a listing of those deficiencies (Exhibit A). Appellant replied that he would review those items and get back to Respondent (Exhibit B). To date, however, no reply has been received and no corrected Record on Appeal has been received.

Respondent is unable to prepare her final brief with an incorrect Record on Appeal.

Therefore, based on the number of omitted designations of respondent, respondent hereby objects to the Record on Appeal and humbly request this honorable court to serve an order that Appellant issue a corrected Record.

Respectfully submitted,

s/ Douglas N. Truslow
Douglas N. Truslow
Neal D. Truslow
Truslow & Truslow Law Firm
Post Office Box 1465
Columbia, South Carolina 29202
803.256.6276
803.256.7659 Facsimile
douglastruslow@truslowlaw.com
nealtruslow@truslowlaw.com

Attorney for Respondent

February 9, 2021

From: [Desa Ballard](#)
To: [Ty McTier](#); [Brian S. McCoy](#)
Cc: [Mara Ballard](#)
Subject: Omissions/corrections to ROA
Date: Thursday, January 28, 2021 9:48:41 AM

There are some things missing from the ROA. See below. Please correct before filing.

I think the Table of Contents is confusing because it lists documents separately and then lists them as exhibits.

Also several questions:

The following are missing from our designations:

Orders

Order for Removal to the Court of Common Pleas filed March 14, 2014

Order for Judgment filed August 25, 2017

The Order Denying Motion for Protective Order (Email dated September 11, 2017 is included in our emails in the timeline, but not as a stand alone order). It is in the PDF on page 1080

Order of the US 4th Circuit Court of Appeals filed January 8, 2019

Findings of Fact and Conclusions of Law and Order dated January 3, 2020.

Pleadings

Response to Respondents' Motion to Reconsider filed November 13, 2019

Transcripts

Page 219 of the PDF needs to be replaced as half the page is covered up and can't be read

Exhibits:

Respondents Ex 4 from the Hearing held on November 14, 2017 is missing the back photo of the watch

Plaintiff's Ex 1 and 4 from the hearing held on August 5, 2019 are missing

You also list on your designations a November 12, 2003 Registration of Trustee & Agreement to appoint Successor Trustee. I don't know what that is.

You also list an October 31, 2014 First Amendment and Restatement of Revocable Trust agreement of Chris Combis, which of course is not possible as that is well after Chris dies. Do you mean the **Resignation** of Trustee document? That is already a part of the record.

Desa Ballard
Ballard & Watson
226 State Street
West Columbia, SC 29169

Telephone 803.796.9299

Facsimile 803.796.1066

Email: desab@desaballard.com

Web: desaballard.com

From: [Ty McTier](#)
To: [Desa Ballard](#); [Brian S. McCoy](#)
Cc: [Mara Ballard](#)
Subject: Re: Omissions/corrections to ROA
Date: Friday, January 29, 2021 8:19:02 AM

Thank you for the feedback. I will review and get back to you early next week.

Ty K. McTier, Associate

2907 Providence Road, Suite 303

Charlotte, North Carolina 28211

Telephone | 704-900-2215 x113

E-mail | tmctier@reddingjones.com

*** CONFIDENTIAL COMMUNICATION *** The information contained in this message may contain legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or duplication of this transmission is strictly prohibited. If you have received this communication in error, please notify us by telephone or email immediately and return the original message to us or destroy all printed and electronic copies. Nothing in this transmission is intended to be an electronic signature nor to constitute an agreement of any kind under applicable law unless otherwise expressly indicated. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.

From: Desa Ballard <desab@desaballard.com>
Sent: Thursday, January 28, 2021 9:48 AM
To: Ty McTier <tmctier@reddingjones.com>; Brian S. McCoy <bmccoy@mccoylawfirm.com>
Cc: Mara Ballard <Mara@desaballard.com>
Subject: Omissions/corrections to ROA

There are some things missing from the ROA. See below. Please correct before filing.

I think the Table of Contents is confusing because it lists documents separately and then lists them as exhibits.

Also several questions:

The following are missing from our designations:

Orders

Order for Removal to the Court of Common Pleas filed March 14, 2014

Order for Judgment filed August 25, 2017

The Order Denying Motion for Protective Order (Email dated September 11, 2017 is included in our emails in the timeline, but not as a stand alone order). It is in the PDF on page 1080

Order of the US 4th Circuit Court of Appeals filed January 8, 2019

Findings of Fact and Conclusions of Law and Order dated January 3, 2020.

Pleadings

Response to Respondents' Motion to Reconsider filed November 13, 2019

Transcripts

Page 219 of the PDF needs to be replaced as half the page is covered up and can't be read

Exhibits:

Respondents Ex 4 from the Hearing held on November 14, 2017 is missing the back photo of the watch

Plaintiff's Ex 1 and 4 from the hearing held on August 5, 2019 are missing

You also list on your designations a November 12, 2003 Registration of Trustee & Agreement to appoint Successor Trustee. I don't know what that is.

You also list an October 31, 2014 First Amendment and Restatement of Revocable Trust agreement of Chris Combis, which of course is not possible as that is well after Chris dies. Do you mean the **Resignation** of Trustee document? That is already a part of the record.

Desa Ballard
Ballard & Watson
226 State Street
West Columbia, SC 29169
Telephone 803.796.9299
Facsimile 803.796.1066
Email: desab@desaballard.com
Web: desaballard.com

RECEIVED

Feb 09 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LANCASTER COUNTY
Court of Common Pleas

Brian M. Gibbons, Circuit Court Judge

Appellate Case No. 2020-000021

In the Matter of the Estate of Chris Combis,

Desa Ballard, as Personal Representative of the Estate of Chris Combis,
Respondent

v.

George Combis, Diane Combis, and Chris Combis,
Defendants,

Of Whom, George Combis and Chris Combis are the
Appellants,

PROOF OF SERVICE

I, Douglas Truslow, Esquire, attorney for Respondent, certify that a true and correct copy of the forgoing document(s) was served upon all parties of record listed below by e-mail listed on the Attorney Information System pursuant to South Carolina Court of Appeals Order No. 2020-000447(g)(3):

Brian S. McCoy, Esquire
McCoy Law Firm, LLC
378 E. Main Street
Rock Hill, SC 29730
bmccoy@mccoylawfirm.com

Ty K. McTier, Esquire
Redding Jones, PLLC
2907 Providence Road, Suite 303
Charlotte, NC 28211
tmctier@reddingjones.com

DOCUMENT(S): 1. **OBJECTIONS TO RECORD ON APPEAL**

s/Douglas N. Truslow
Douglas N. Truslow
Neal D. Truslow

Truslow & Truslow Law Firm
Post Office Box 1465
Columbia, South Carolina 29202
803.256.6276
803.256.7659 Facsimile
douglastruslow@truslowlaw.com
nealtruslow@truslowlaw.com
Attorney for Respondent

February 9, 2021