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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas
James O. Spence, Master-in-Equity

Case No. 2011-CP-32-01205

Appellate Case No. 2020-001580

First Reliance Bank,

Respondent,

v.

Charles E. Bishop, Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, B&H of Lexington, LLC, and Branch Banking and Trust Company of South Carolina, Defendants,

Of whom Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, and B&H of Lexington, LLC are Appellants.

**APPELLANTS' DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Pursuant to Rule 209, SCACR, Appellants Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, and B&H of Lexington, LLC designate the following material for inclusion in the record on appeal. Undersigned counsel certifies, pursuant to Rule 209(c), SCACR, that the designation contains no matter which is irrelevant to this appeal.

1. Summons and Complaint, filed March 28, 2011
2. Order of Reference, filed August 1, 2011
3. Report and Judgment of Foreclosure and Sale, filed January 11, 2012
4. Order of Deficiency Judgment, filed April 3, 2012
5. Petition for Order of Appraisal, filed April 3, 2012
6. December 4, 2012 Order
7. Order Appointing Appraisers, filed January 22, 2013

8. Return of Appraisers, filed March 5, 2013
9. Appeal of Return of Appraisers, filed March 15, 2013
10. Consent Order to be Relieved as Counsel, filed December 31, 2013
11. April 10, 2014 Hearing Transcript
12. Defendants' Memorandum in Support of the Appeal of Return of Board of Appraisers
13. Brief of First Reliance Bank in Response to Court Request at April 10, 2014 Appeal Hearing
14. Letter to counsel, filed June 18, 2014
15. Order Affirming Appraisal Panel Return, filed October 27, 2014
16. Amended Deficiency Judgment, filed November 26, 2014
17. Transcript of Judgment, filed April 3, 2020
18. Execution, filed April 15, 2020
19. Nulla Bona, filed May 19, 2020
20. Order of Reference, June 2, 2020
21. Petition for Supplemental Proceedings, filed June 15, 2020
22. Rule 59(e) and 60(b) Motions, filed July 9, 2020
23. Affidavit of Brett Blanks, filed September 2, 2020
24. Affidavit of Ward Bradley, filed September 3, 2020
25. June 29, 2011 30(b)(6) deposition transcript of B&H of Lexington, filed September 8, 2020
26. September 9, 2020 Hearing Transcript
27. November 4, 2020 Order
28. Rule 59(e) Motion, filed November 13, 2020
29. Notice of Appeal, filed December 1, 2020

(Signature page follows)

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March 5, 2021.

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APPEAL FROM RICHLAND COUNTY
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First Reliance Bank,

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v.

Charles E. Bishop, Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, B&H of Lexington, LLC, and Branch Banking and Trust Company of South Carolina, Defendants,

Of whom Brett D. Blanks, BCM of Lexington, LLC d/b/a Dam Bar & Grill, and B&H of Lexington, LLC are Appellants.

PROOF OF SERVICE

I, the undersigned attorney of the law offices of Smith Robinson Holler DuBose and Morgan, LLC, do hereby certify that on March 5, 2021, I have served all counsel in this action with a copy of the pleading(s) hereinbelow in accordance with the Supreme Court's May 29, 2020 Administrative Order by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System.

Documents Served: Appellants' Initial Brief
Appellants' Designation of Matter to be included in the Record on Appeal

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Columbia, South Carolina

March 5, 2021

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Cc: [Murrell Smith](#); [Jennifer Lisandrelli](#)
Subject: Appellate Case No. 2020-001580 - First Reliance Bank v. Blanks, et al.
Date: Friday, March 5, 2021 3:49:00 PM
Attachments: [Proof of Service - Initial Brief and DOM, 2.pdf](#)
[Appellants' Initial Brief, 2.pdf](#)
[Appellants' Designation of Matter, 2.pdf](#)

Good Afternoon,

Please find attached Appellants' Initial Brief and Designation of Matter in the above-referenced appeal which we are filing in the Court of Appeals today, served on you pursuant to subsection (g)(3) of the Supreme Court's Order on the Operation of the Appellate Courts During the Coronavirus Emergency.

Thank you,
Shanon

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Forward thinking. Results driven.

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