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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Perry H. Gravely
The Honorable Robin B. Stilwell
Circuit Court Judges

Appellate Case No. 2019-01565
Circuit Court Case No. 2017-CP-23-8016

Wells Fargo Bank, N.A..... Respondent,

v.

Michelle Hodges, Individually; Michelle Hodges, as Personal
Representative of the Estate of Ruth Ladson Witherspoon; Stanley
Witherspoon; SC Housing Corp.; Twin Creeks Homeowners
Association, Inc.,..... Defendants.

of whom

Michelle Hodges, Individually and as the Personal Representative
of the Estate of Ruth Ladson Witherspoon is the..... Appellant.

MOTION TO ACCEPT SUPPLEMENTAL APPENDIX

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Attorneys for Respondent Wells Fargo Bank, N.A.

Columbia, South Carolina
July 21, 2021

On January 7, 2021, Wells Fargo filed its Initial Brief and designated certain matters to be included in the Record on Appeal pursuant to Rule 209, SCACR. After Wells Fargo filed these submissions, Appellant failed to include the designated matters in the Record on Appeal. *See* Rule 210, SCACR (“The Record on Appeal shall include all matter designated to be included by any party under Rule 209”). The matters included in Wells Fargo’s Designation of Matter, but excluded from the record included:

- Hodges’ August 16, 2019, Motion to Alter or Amend;
- Denial Letter (September 8, 2017);
- Appeal Denial Letter (October 4, 2017); and
- Hodges’ Deposition Transcript (May 23, 2019)

To ensure the Court had the complete record, Wells Fargo submitted the missing documents in a Supplemental Appendix along with its Final Brief on March 30, 2021. As such, Wells Fargo respectfully moves the Court to accept into the record the properly designated documents submitted on March 30, 2021, that were improperly excluded from the Record on Appeal.

[SIGNATURE PAGE ATTACHED]

Respectfully submitted,

WOMBLE BOND DICKINSON (US) LLP

By: /s/ S. Sterling Laney, III

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CERTIFICATE OF SERVICE

I, the undersigned employee of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Wells Fargo Bank, NA, do hereby certify that I have served the parties identified below with a copy of the pleading(s) specified below by United States mail, postage prepaid, at the address(es) identified below:

Pleading(s): Wells Fargo's Motion to Accept Supplemental Appendix

Parties Served:

Michelle Hodges
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Simpsonville, SC 29681

Michelle Hodges
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By: Debra P. Street

July 21, 2021



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Via Email/Electronic Filing

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

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Re: Motion to Accept Supplemental Appendix
*Wells Fargo Bank, N.A., v. Michelle Hodges, Individually; Michelle Hodges, as
Personal Representative of the Estate of Ruth Ladson Witherspoon; Stanley
Witherspoon; SC Housing Corp.; Twin Creeks Homeowners Association, Inc.*
Circuit Court Case No. 2017-CP-23-8016
Appellate Case No. 2019-01565

Dear Ms. Kitchings:

Please find accompanying this letter a Motion to Accept Supplemental Appendix in the above-captioned matter. The Motion is being e-filed and served on Ms. Hodges, and our check for \$50 for the filing fees associated with the motion will follow. Thank you for your consideration of this request.

Best regards,

Womble Bond Dickinson (US) LLP

By: /s/ Bryant S. Caldwell

cc: Michelle Hodges