

STATE OF SOUTH CAROLINA

COUNTY OF LEXINGTON

The Bank of New York Mellon f/k/a The Bank of  
New York, as Trustee (CWALT 2005-64CB),

PLAINTIFF,

vs.

Angela T. Franks; CMS Roofing LLC; and Avalon  
Homeowners Association, Inc.,

DEFENDANTS.

IN THE COURT OF COMMON PLEAS

CASE NO.: 2017-CP-32-01423

**ORDER**

**(POST TRIAL TRANSCRIPT/ORDER  
PROCESS)**

The parties tried this contested residential foreclosure action on May 16, 2019. Thereafter, in discussion with Plaintiff's and Defendants' counsel and Madame Court Reporter, the parties agreed and the Court directs the following:

**TRANSCRIPT PROCEDURE:**

Susan Valsecchi, of A. William Roberts, Jr. & Associates ("AWR Court Reporting") telephone 800-743-DEPO and email susan.valsecchi@scheduledepo.com, has the original exhibits that both parties' counsel reviewed and submitted post-trial to her custody and care.

On or before May 30, 2019, Susan Valsecchi will prepare a Transcript including these original Exhibits and then send (a) a thumb drive of Transcript; (b) the original exhibits to the MIE court; and (c) cc both Plaintiff's and Defendants' counsel. Both Plaintiff and Defendant indicate that they each had copies of all trial exhibits and that there were no original documents submitted.

The Court will hold the original exhibits until 45 days following the issuance of a final order by the Court. If a party files a Rule 59(e), SCRPC motion, the 45 day period will begin following the issuance of an order on that motion. Upon the conclusion of the 45 days, the parties will coordinate retrieving of the exhibits. If a Notice of Appeal has been filed, the parties will coordinate scanning the Exhibits so that they can be made part of any Record on Appeal.

If no notice of appeal is filed or written request is delivered to the Court and parties, the Court will maintain and dispose of the exhibits pursuant to its normal file retention policies.

**ORDER WRITING PROCEDURE:**

Pursuant to post-trial review and discussion, the parties request and the Court so directs that:

1. Court reporter states transcript is to be prepared on or before May 30, 2019. Court reporter to mail thumb drive to Court and cc all counsel so that they can request transcript.
2. The parties agreed to exchange proposed trial orders on June 27, 2019.
3. Thereafter, the parties are to submit their respective proposed trial orders to the Court via email on or before July 12, 2019 in a word document attachment as discussed post trial.

AND IT IS SO ORDERED.

James O. Spence  
Master in Equity

SIGNATURE PAGE TO FOLLOW