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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

R. Lawton McIntosh, Judge

Case No. 2015-CP-04-00667
Appellate Case No. 2020-000070

Ex Parte: Donald L. Smith,
In Re: Greg Battersby,

Appellant,
Plaintiff

v.

J. Kirkman Moorehead, Krause, Moorhead &
Draisen, P. A.,

Respondents.

CERTIFICATE OF TECHNICAL DIFFICULTIES

THE UNDERSIGNED person deposes and says that he was attempting to upload a Petition for Rehearing in the above-referenced matter, pursuant to SCACR Rule 22 (a) and SCACR Rule 240(i), of the South Carolina Rules of Civil Procedure. This document, along with the proof of the “Adobe Error” attached herein, are being provided to substantiate the technical difficulties. The Adobe application was not allowing the undersigned to change the Word document into a PDF and, therefore, the finished product could not be forwarded.

The Court summarily dismissed the explanation of counsel. Thus, this certificate was created pursuant to the rules regulating the nascent E-filing system. It is the contention of Plaintiff that this certificate shows the Motion Reconsider was in fact timely, but for the technical issues. Plaintiff prays that the Court will give consideration to same.

Defendants were served via the E-filing system at:

Attorney for Respondents

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The above-mentioned documents have been served on August 23, 2022.

s/Donald L. Smith

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August 23, 2022.

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PROOF OF SERVICE

Pursuant to Supreme Court of South Carolina's Amended Order 2020-05-29-02, I certify that I have served a copy of the Petition for Rehearing of Appellant, Form 8, and Form 7-Proof of Service of same, upon The Honorable Jenny Abbott Kitchings, Clerk of South Carolina Court of Appeals, through the AIS, and the Respondents, by and through their respective counsel of record, via electronic mail in the addresses as follows:

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