



THE PHILLIPS FIRM, LLC
ATTORNEY & COUNSELOR AT LAW

29 September 2022

VIA EMAIL ONLY (ctappfilings@sccourts.org)

V. Claire Allen
Chief Deputy Clerk of Court

RECEIVED

Sep 29 2022

SC Court of Appeals

Re: Appellant's Response to Respondents' Letter of 28 September 2022
Gladden and Reed v. Cyndy Stewart
Case No.: 2018-CP-38-00874

Dear Ms. Allen,

On 28 September 2022, counsel for the Respondents Gladden and Reed sent me an email (attached hereto as **Exhibit 1**) claiming "Plaintiff's Exhibit 5 – the 2010 Rule to Show Cause Order" (hereinafter "2010 Order") was left out of the Record on Appeal ("ROA"). I ma counsel to Appellant Cyndy Reed and I submitted the ROA. Approximately two (2) hours later, counsel sent this Court a letter (attached hereto as **Exhibit 2**) asserting the same deficiency. I was out-of-state yesterday only returning this morning to be able to respond to this.

The claim that the 2010 Order was excluded from the ROA is false. Appellant originally designated that Order and included it in the ROA and its table of contents on pages R. pp. 15-19. The order is central to the jurisdictional argument raised by Appellant, both at trial and on appeal. Accordingly, the 2010 Order appears in the ROA a second time as an exhibit to Dr Reed's Motion to Dismiss at R. pp. 134-138. The Court may recall that this Motion along with its attachments were the subject of Respondents' May 2022 efforts to have the Motion stricken from this appeal.

The Order appears in the "Orders" section of the ROA as required by Rule 210(c) of the South Carolina Appellate Court Rules which proscribes the sequence in which various types of documents are to appear in a record on appeal.

Respondents' counsel also mentioned a desire to file for an extension of time to file her clients' final brief. I have no objection to that request and give my unreserved consent to the Court granting it. I regret any inconvenience my travels have caused in this matter.

Sincerely,

Robert B. (Sam) Phillips

Cc: All counsel of record
All parties to the original email

Robert Phillips

From: Lizzy Moore, Attorney <lizzy@pslawsc.com>
Sent: Wednesday, September 28, 2022 9:33 AM
To: Robert Phillips
Cc: Margaret A. Collins, Attorney
Subject: Gladden v. Stewart: Record on Appeal

Good Morning:

In working on my Final Brief, it would appear that you have inadvertently left off Plaintiff's Exhibit 5- the 2010 Rule to Show Cause Order. I am going to inform the Court- unless you would like to. Additionally- any objection to a possible extension of until like, next Wednesday? I am just getting back in the office after a family death.

Sincerely,

Lizzy Moore | *Associate Attorney/Social Media Director*
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P.803.708.7442 | F.803.753.9352 | lizzy@pslawsc.com
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September 28, 2022

VIA Email Only

V. Claire Allen
Chief Deputy Clerk of Court
ctappfilings@sccourts.org

RECEIVED
Sep 28 2022
SC Court of Appeals

Re: Jacquelyn Gladden and Patricia Reed vs Cyndy Reed Stewart
Case No.: 2018-CP-38-00874

Honorable Clerk Allen:

In preparing my Final Brief, I have noticed that Plaintiff's Exhibit 5 as well as a Motion referenced in Respondent's Initial Brief have been inadvertently left off the Record of Appeal, the Motion having inadvertently been left off Respondent's Designation. Excepting those two (2) citations, Respondent's Final Brief is ready for submission. How would the Court like us to proceed with those two (2) missing matters?

I would be happy to submit the documents along with the Final Brief to prevent any delay in this matter. Please advise.

Sincerely,
Palmetto State Law Group, LLC

Elizabeth D. Moore
Associate Attorney

/edm
Enclosure as stated.

Cc: Robert Phillips (*via email*)
Jacquelyn Gladden and Patricia Reed (*via email*)

