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Oct 24 2022
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Case No.: 2020-CP-37-00765

The Estate of David Greene.....Appellant

v.

MT Investments, LLC, Lakewood Capital Group, LLC, and John Doe(s), Members of MT
Investments, LLC.....Respondents

**APPELLANT’S MOTION FOR ALLOWANCE OF UNTIMELY FILING
OF NOTICE OF APPEAL**

YOU WILL PLEASE TAKE NOTICE that the undersigned, as attorney for the Appellant, moves this Honorable Court for an Order allowing for an untimely filing of the Notice of Appeal. The final Order in the lower court was issued on June 30, 2022, and the Counsel for Respondents was timely served with Notice of this Appeal on July 27, 2022. Additionally, Appellant’s counsel has timely ordered the hearing transcript and provided it to Respondent’s counsel. Due to an inadvertent miscommunication the initial Notice, Order and check for filing this Appeal was untimely sent to this Honorable Court. However, Respondent’s counsel was timely served with the Notice of Appeal and there is no prejudice to the Respondents.

WHEREFORE, Appellant respectfully requests this Honorable Court to issue an Order granting Appellant's request for an allowance of their Notice of Appeal that was untimely filed.

Respectfully,

s/Bryan De Bruin
Bryan De Bruin (SC Bar No. 101942)
16 Wellington Ave
Greenville, SC 29609
(864) 982-5930
Attorney for Appellant

October 24, 2022

**PROOF OF SERVICE OF A MOTION FOR ALLOWANCE OF UNTIMELY FILING
OF NOTICE OF APPEAL**

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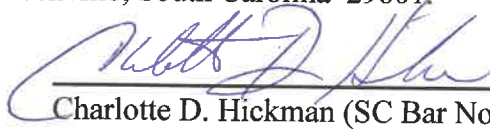
v.

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Investments, LLC.....Respondents

PROOF OF SERVICE

I Charlotte D. Hickman, certify that I am an attorney in the De Bruin Law Office and on October 24, 2022, I served Appellant's Motion for Allowance of Untimely Filing on the Respondents MT Investments, LLC, Lakewood Capital Group, LLC, and John Doe(s), Members of MT Investments, LLC by sending a copy via FEDEX to their attorney of record, Bernie Ellis at his office at 104 S. Main Street, Suite 700, Greenville, South Carolina 29601.

October 24, 2022


Charlotte D. Hickman (SC Bar No. 100117)

Bryan De Bruin (SC Bar No. 101942)
16 Wellington Ave
Greenville, SC 29609
(864) 982-5930
Attorney for Appellant



16 Wellington Ave
Greenville, South Carolina 29609

Phone: (864) 982-5930

Fax: (864) 670-5574

Website: www.debruinlawfirm.com

October 24, 2022

VIA EMAIL ONLY

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

RECEIVED
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SC Court of Appeals

RE: The Estate of David Greene v. MT Investments, LLC, Lakewood Capital Group, LLC, Marina Bay Property Owners Association, Inc., and John Doe(s), Members of MT Investments, LLC, Respondents
CA. No.: 2022-001453

Dear Ms. Kitchings:

In reference to the above, please find enclosed the Appellant's Motion to Allow for Late Filing of the Notice of Appeal with Proof of Service on Respondent's counsel for same. A check for the \$50.00 filing fee will be sent via FedEx.

Sincerely,

s/Bryan De Bruin

Bryan De Bruin (SC Bar No. 101942)

16 Wellington Ave

Greenville, SC 29609

(864) 982-5930

Bdebruin@DeBruinLawFirm.com

BDB/cdh
Enclosures