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Dec 16 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM ALLENDALE COUNTY  
Court of Common Pleas

The Honorable Lawton McIntosh

Appellate Case No. 2019-000905

J. Morgan Kears, Personal Representative of the Estate of G.H. Kears,..... Appellant,

v.

The Kears Family Education Trust, William Gordon Kears, Elizabeth Kears Gooding, Julia Kears Sharp, Rachael Kears Best, Joseph Weber Kears, and John Morgan Kears, of which all are named individually and as Trustees of the Kears Family Education Trust U/A/D Nov. 05, 1992.....Respondents.

CONSENT MOTION FOR EXTENSION BY RESPONDENT ELIZABETH KEARSE  
GOODING, INDIVIDUALLY AND AS TRUSTEE OF THE KEARSE FAMILY  
EDUCATION TRUST U/A/D NOV. 05, 1992

Respondent Elizabeth Kears Gooding, Individually and as Trustee of the Kears Family Education Trust U/A/D Nov. 05, 1992, moves this Court for a ten-day extension in which to file the Return to Appellant’s petition for rehearing. This is Respondent’s first request for an extension. Respondent’s Return is currently due on Monday, December 19, 2022. Respondent respectfully requests an extension of ten days, making the Return due on Thursday, December 29, 2022. Counsel for Appellant consented to this motion.

Respectfully submitted,

December 16, 2022

s/Kathleen C. Barnes  
Kathleen Chewning Barnes, SC Bar No. 78854  
BARNES LAW FIRM, LLC  
P.O. Box 897

Hampton, SC 29924  
803-943-4529

*Attorney for Respondent Elizabeth Kearse Gooding*

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PROOF OF SERVICE

The undersigned certifies that on December 16, 2022 a copy of *Consent Motion for Extension by Respondent Elizabeth Kears Gooding, Individually and as Trustee of the Kears Family Education Trust U/A/D Nov. 05, 1992*, and *Proof of Service* has been served upon the counsel listed below by emailing a copy to the attorneys of record listed below. Pursuant to Supreme Court Order No. 2020-000447, subsection (g)(3), a copy of the email is attached. All *pro se* parties listed below are served by mailing a copy of the same, postage prepaid, in the United States Mail, addressed as shown below. All service is made to the parties in their individual capacities and as Trustees.

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Dated: December 16, 2022

By: s/Kathleen C. Barnes  
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December 16, 2022

**Via E-Mail and U.S. Mail (to court and pro se parties only)**

V. Claire Allen  
Chief Deputy Clerk for the Court of Appeals  
[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**RECEIVED**  
**Dec 16 2022**  
**SC Court of Appeals**

Re: *J. Morgan Kearsse, Personal Representative of the Estate of G.H. Kearsse v. The Kearsse Family Education Trust, et al.*,  
Appellate Case No. 2019-000905

Dear Ms. Allen:

Attached for filing is *Consent Motion for Extension by Respondent Elizabeth Kearsse Gooding, Individually and as Trustee of the Kearsse Family Education Trust U/A/D Nov. 05, 1992*, to file the Return to Appellant's petition for rehearing and *Proof of Service*. By electronic copy of this letter, I am serving all counsel of record and pro se parties as stated below.

Pursuant to Order 2020-05-29-02, the \$50.00 filing fee is being mailed to the Court within five days of the date of this electronic filing.

With kind regards, I am,

s/Kathleen Barnes

cc: Kenneth B. Wingate (via email only)  
Matthew J. Myers (via email only)  
Daniel A. Speights (via email only)  
Stephen M. Slotchiver (via email only)  
Whitney B. Harrison (via email only)  
William Gordon Kearsse (via U.S. mail)  
Rachael Kearsse Best (via U.S. mail)  
Joseph Weber Kearsse (via U.S. mail)  
John Morgan Kearsse (via U.S. mail)