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Dec 28 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ALLENDALE COUNTY
Circuit Court

Lawton McIntosh, Circuit Court Judge

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.

APPELLANT’S CONSENT MOTION FOR EXTENSION TO FILE REPLY

Appellant hereby moves this Court for a five-day extension to file a Reply to the Return of Respondent Elizabeth Kears Gooding (“Respondent”), as filed in this matter on December 20, 2022. This Motion is made with Respondent’s consent. Pursuant to Rule 263(a) of the South Carolina Appellate Court Rules, Appellant calculates the original deadline is December 30, 2022 due to five intervening days of holidays and weekend days, and the extended deadline would be January 9, 2023 due to an additional five intervening days of holidays and weekend days.

Respectfully submitted,

SWEENEY, WINGATE & BARROW, P.A.

s/Matthew J. Myers
Kenneth B. Wingate
Matthew J. Myers
Post Office Box 12129
Columbia, SC 29211
(803) 256-2233

ATTORNEYS FOR APPELLANT

Columbia, South Carolina
December 28, 2022

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THE STATE OF SOUTH CAROLINA
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APPEAL FROM ALLENDALE COUNTY
Circuit Court

Lawton McIntosh, Circuit Court Judge

Case No. 2019-000905

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

v.

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

PROOF OF SERVICE

I certify that, on December 28, 2022, I served a copy of the Appellant’s Consent Motion for Extension to File Reply by e-mailing a copy of same to the attorneys of record as indicated below, with a copy of such e-mail included with this Proof of Service, as allowed by S.C. Supreme Court Order No. 2020-000447, as amended May 6, 2022, by mailing a copy of the same to the Pro Se parties as indicated below.

Daniel A. Speights, Esquire
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s/Matthew J. Myers
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Matthew J. Myers
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(803) 256-2233
Attorneys for Appellant

Matthew J. Myers

From: Matthew J. Myers
Sent: Wednesday, December 28, 2022 12:49 PM
To: Kathleen Barnes
Cc: 'steve@slotchiverlaw.com'; Whitney Harrison; Dan Speights
Subject: J. Morgan Kearse v. The Kearse Family Education Trust (2019-000905)
Attachments: 1607976.PDF; 1607975.PDF

Kathleen, thank you again for the consent to an extension of Appellant's Reply to your client's Return in this matter. Please find the consent motion and cover letter attached.

I wish you all a happy New Year.

Matthew J. Myers | Member
Sweeny, Wingate & Barrow, P.A.
1515 Lady Street, Columbia, SC 29201
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SC Court of Appeals

December 28, 2022

Reply to: Main Office

Matthew J. Myers
(803) 256-2233 x7118
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VIA MAIL AND EMAIL

V. Claire Allen, Chief Deputy Clerk
South Carolina Court of Appeals
1220 Senate Street, Columbia, SC 29201
ctappfilings@sccourts.org

RE: J. Morgan Kears, Personal Rep. v. The Kears Family Education Trust, et al.
Case No.: 2019-000905
Our File: 5330-10329

Dear Ms. Allen:

Please find attached for filing in the above referenced matter a copy of Appellant's Consent Motion for Extension to File Reply along with Proof of Service. Also enclosed in the mail copy only is the \$50.00 filing fee.

Thank you for your assistance, and please let me know if you need anything further at this time.

Yours truly,

SWEENEY, WINGATE & BARROW, P.A.

s/Matthew J. Myers

Enclosures

cc: Kathleen Barnes, Esq. (via email only)
Rachael Kears Best
Whitney Harrison, Esq. (via email only)
Gordon Kears
Joseph Kears
Morgan Kears, Esq.
Steven Slotchiver, Esq. (via email only)
Daniel Speights, Esq. (via email only)