

THE STATE OF SOUTH CAROLINA
In the Supreme Court

RECEIVED

Mar 06 2023

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
Bentley Price, Circuit Court Judge

S.C. SUPREME COURT

Appellate Case No.
2021-000837

In Re: IN THE MATTER OF: Estate of Paul Brandon Barringer II

Hampton B. LuzakAppellant

vs.

Merrill B. Light, Merrill U. Barringer as Personal Representative of the Estate of Paul Brandon Barringer II, Merrill B. Light as trustee of the Paul B. Barringer II Revocable Trust dated December 4, 1998, and Merrill B. Light as Trustee of the Merrill Barringer Light Revocable Trust Respondents

--and--

Coastal Forest Resources Company ("CFRC") Intervenor/Respondent

--and--

Hampton B. LuzakAppellant

vs.

Merrill U. BarringerRespondent

**INTERVENOR-RESPONDENT COASTAL FOREST RESOURCES COMPANY'S
RETURN TO THOMAS W. TRAXLER'S MOTION FOR PROTECTION FROM
COURT APPEARANCES AND TO CONTINUE ORAL ARGUMENT**

In accordance with Rule 240(e), SCACR, Intervenor-Respondent Coastal Forest Resources Company (“CFRC”) hereby files this return to Thomas W. Traxler’s Motion for Protection from Court Appearances and to Continue Oral Argument. CFRC regrets Mr. Traxler’s medical issues and wishes him a speedy recovery. CFRC does, however, object to postponing oral argument for another seven months. This case has been pending since 2016. The Derivative Damages Order at issue in this appeal was decided almost two years ago. Briefing in this appeal is now complete. Appellant is represented by a number of other lawyers who are very able, including an appellate specialist. Accordingly, CFRC respectfully requests that this Court deny the request to continue oral argument. The Court should schedule oral argument at its earliest convenience, to the extent the Court believes oral argument to be necessary.

Respectfully submitted,

/s/ Erin D. Dean
TUPPER, GRIMSLEY, DEAN & CANADAY, PA
ERIN DEAN
(S.C. Bar No. 65320)
611 Bay Street
Beaufort, South Carolina 29901
Telephone: (843) 524-1116
Facsimile: (843) 524-1463
erindean@tgdcpa.com

-and-

EDWARD J. FUHR
(admitted *pro hac vice*)
JOHNATHON E. SCHRONCE
(admitted *pro hac vice*)
951 East Byrd Street
Richmond, Virginia 23219-4074
Telephone: 804-788-8201
Facsimile: 804-788-8218
efuhr@huntonAK.com
jschronce@huntonAK.com
*Counsel for Intervenor/Respondent
Coastal Forest Resources Company*

Dated: March 6, 2023