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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM ALLENDALE COUNTY
Court of Common Pleas

R. Lawton McIntosh, Circuit Court Judge

Appellate Case No. 2023-000159

J. Morgan Kears,..... Petitioner,

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.

RESPONDENT JULIA KEARSE SHARP'S RETURN TO
PETITION FOR A WRIT OF CERTIORARI

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Attorney for Respondent, Julia Kears Sharp

JOINDER

Respondent Julia Kears Sharp (“Julie”) submits this Return to the Petition for a Writ of Certiorari.

The Court of Appeals correctly affirmed on the basis that Petitioner does not have standing to pursue this action because he is not the personal representative of the Estate. Julie made this argument below at multiple hearings and filings in the Probate Court, the Circuit Court, and the Court of Appeals. The Court of Appeals did not overlook or misapprehend any issue, and this Court should deny the Petition in its entirety.

Julie incorporates and adopts the Argument set forth in the Return to Petition for a Writ of Certiorari filed by Respondent Elizabeth Kears Gooding (“Beth”).

Respectfully submitted,

March 17, 2023

/s/ Daniel A. Speights
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