

RECEIVED

Apr 18 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Lisa Lee Smith, Special Referee

Case No. 2014-CP-32-02795
Appellate Case No. 2023-000244

Federal National Mortgage Association
("Fannie Mae"), a corporation organized
and existing under the laws of the United
States of America, and its assignee
Nationstar Mortgage LLC d/b/a Mr. Cooper
("Mr. Cooper"), Respondents,

v.

D. Randolph Whitt and Pearce W. Fleming, Defendants

Of whom D. Randolph Whitt is the Appellant.

PETITION FOR REINSTATEMENT
AND/OR EXTENSION

Appellant respectfully requests reinstatement of this appeal for purposes of considering his Petition for Rehearing and or an extension of time to pay the \$50.00 filing fee for the Petition for Rehearing until today, April 18, 2023. Two \$50.00 filing fee checks were hand delivered to the court shortly after noon today, one for the Petition for Rehearing and a second for this petition.

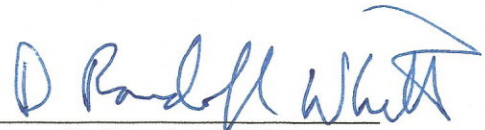
Appellant overlooked the email notifying him of the absence of payment for the Petition for Rehearing and learned of the issue in an April 10 email notifying him the the

Petition for Rehearing would not be considered. On Appellant's email platform the sender of the email notifying him of the deficiency was displayed as the sender's individual name, rather than anything associating the email with The S.C. Court of Appeals

Appellant has moved promptly to correct his oversight, and no prejudice will result to respondents as a result of this brief delay and all filing fees have now been paid.

Therefore Appellant requests reinstatement of this appeal for purposes of considering his Petition for Rehearing and or an extension of time to pay the \$50.00 filing fee for the Petition for Rehearing until today, April 18, 2023.

All of which is respectfully submitted.



D. Randolph Whitt
S.C. Bar no. 13068
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West Columbia, SC 29170
(803) 422-2176 Tel
dwhitt2001@aol.com
Attorney for Appellant

April 18, 2023

Other counsel of Record:

Sean A. O'Connor, Esq.
4000 Faber Place Drive Suite 450
North Charleston, SC 294058578

Pearce W. Fleming
3723 Linwood Rd.
Columbia, SC 29205-2545

Attorney for Respondents

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Of whom D. Randolph Whitt is the Appellant.

PROOF OF SERVICE

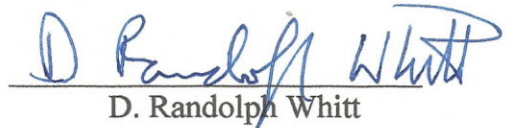
I certify that I have served the Petition for Reinstatement on Respondent listed above via emailing a copy of it on April 18, 2023, addressed to their attorney of record as follows:

Sean O'Connor soconnor@FinkelLaw.com

Kathleen Klaiber kklaiber@finkellaw.com,

A copy was emailed to Pearce W. Fleming at: pfleming3@att.net

A copy was also sent via regular mail to Pearce W. Fleming at the address indicated below.



D. Randolph Whitt
S.C. Bar no. 13068
344 Blossom View Ct.
West Columbia, SC 29170
(803) 422-2176 Tel
dwhitt2001@aol.com
Attorney for Appellant

April 18, 2023

Other counsel of Record:

Sean A. O'Connor, Esq.
4000 Faber Place Drive Suite 450
North Charleston, SC 294058578

Pearce W. Fleming
3723 Linwood Rd.
Columbia, SC 29205-2545

Attorney for Respondents

From: dwhitt2001@aol.com,

To: soconnor@finkellaw.com, kklaiber@finkellaw.com, pfleming3@att.net,

Subject: Petition for Reinstatement

Date: Tue, Apr 18, 2023 4:30 pm

Attachments: petition for reinstatement scan.pdf (532K), Seterus 2023 svc 3 scan.pdf (386K)

Good afternoon,

Attached and served upon you are the Petition for Reinstatement and Proof of Service that I will be filing shortly.

As noted in the petition, I hand delivered 2 filing fee checks to the Court of Appeals shortly after noon today.

Regards,
Randy Whitt