

**RECEIVED**

**May 08 2023**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM SPARTANBURG COUNTY  
Master-in-Equity

---

The Honorable Shannon M. Phillips, Master-in-Equity  
Case No.: 2018-CP-42-02247

---

Appellate Case No. 2022-001149

---

Mark Razzano and Carre Razzano,

Appellants,

v.

Derrick S. Hester, Debra Hester, James Nicholls, Emma Viola Nichols, James E. Gregg, Jr, Paulette J. Gregg, Michael Ben Coley, Ashley Coley, Grady L. Barnes, Sr., Julia W. Barnes, Ewen Lennon, and Amy Lennon,

Respondents.

---

**MOTION TO FILE**

---

K. Jay Anthony  
Kenneth C. Anthony, Jr.  
650 E. Washington Street  
Greenville, South Carolina 29601  
864.582.2355 p  
864.583.9772 f  
janthony@anthonylaw.com

*Attorneys for Respondents*

Pursuant to correspondence from the Clerk of the Court of Appeals dated April 28, 2023, Respondents, by and through their undersigned counsel, hereby moves the Court requesting permission to serve and file the Final Brief outside of deadlines set forth by Rule 211, SCAR. A copy of the Respondents Final Brief is being filed and served under separate cover.

Respondent received the Record on Appeal on February 27, 2023 from the Appellants. However, pursuant to SCAR Rule 210(a), the Record did not include some materials in the Respondents Designation of Matter submitted on December 28, 2022. Consequently, the Respondents have been unable to complete their Final Brief with the correct citations according to Rule 211.

It was the understanding of Respondents counsel that the Appellant would be filing a Motion to this affect. The Respondents respectfully request that this Motion and Final Brief be accepted.

Respectfully Submitted,

**ANTHONY LAW, LLC**

*S/K. Jay Anthony*

K. Jay Anthony, S.C. Bar No.: 77433  
Kenneth C. Anthony, Jr., S.C. Bar No.: 0404  
650 E. Washington Street  
Greenville, S.C. 29601  
(864) 582-2355 Phone  
(864) 583-9772 Facsimile  
janthony@anthonylaw.com

**ATTORNEYS FOR RESPONDENT**

May 8, 2023  
Greenville, South Carolina

**RECEIVED**

**May 08 2023**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Master-in-Equity

The Honorable Shannon M. Phillips, Master-in-Equity  
Case No.: 2018-CP-42-02247

Appellate Case No. 2022-001149

Mark Razzano and Carre Razzano,

Appellants,

v.

Derrick S. Hester, Debra Hester, James Nicholls, Emma Viola Nichols, James E. Gregg, Jr, Paulette J. Gregg, Michael Ben Coley, Ashley Coley, Grady L. Barnes, Sr., Julia W. Barnes, Ewen Lennon, and Amy Lennon,

Respondents.

**PROOF OF SERVICE**

I, Kenneth Jay Anthony, counsel for Respondents, certify that I have served the Motion to File on the South Carolina Court of Appeals and on counsel for Appellant, by depositing a copy of same in the United States mail, postage prepaid, addressed as follows:

South Carolina Court of Appeals  
Clerk of Court  
1220 Senate Street  
Columbia, Sc 29201

Mark Bible  
John Crawford  
Kenison Dudley Crawford

704 E. McBee Avenue  
Greenville, Sc 29601  
[Bible@conlaw.com](mailto:Bible@conlaw.com)  
[crawford@conlaw.com](mailto:crawford@conlaw.com)

This 8<sup>th</sup> day of May, 2023.



K. Jay Anthony  
Kenneth C. Anthony, Jr.  
650 E. Washington Street  
Greenville, South Carolina 29601  
864.582.2355 p  
864.583.9772 f  
[janthony@anthonylaw.com](mailto:janthony@anthonylaw.com)

Attorneys for Respondent