

# Coggin Law Office, LLC

P.O. Box 7092  
Hilton Head, SC 29938  
Phone: 843-689-7777  
Fax: 843-689-7779  
Email: gcitylaw@aol.com

July 12, 2023

Jenny Abbott Kitchings  
Clerk of the Appellate Court  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: Sanfilippo v. Estate at Westbury and High Tide Associates  
Appellate Case No. 2022-001554  
Respondents' Second Amended Motion to Dismiss

Dear Clerk Kitchins:

I am in receipt of the Respondents' Second Amended Motion to Dismiss the Plaintiff's Appeal. I will endeavor to file an Answer to the Motion as soon as possible this week.

However, said Motion raised several issues that need to be addressed immediately. First, I do not recollect receiving the Court's "deficiency letter" of June 13, 2023. I take complete blame for this. Believe me, it is only one episode of what I have experienced lately. (For your information, I have a completed brief in this matter that is within the rules. I did not send it because I did not have it completed within the ninety (90) days that the Court had so generously extended to me initially). I will get this brief off to you within the week.

Next, in response to Attorney Aker's Second Amended Motion to Dismiss, I would like to explain my situation.

While I know that the Court is aware of my wife's medical condition, I need to explain more fully. I think that you are aware that my wife has suffered two, possibly three, strokes since the beginning of the year. As such she was hospitalized for over two months. Today, she is homebound and spends the majority of her time in bed. As our children are grown, I am my wife's caregiver. I spend most of my time at home and am unable to spend more than three or four hours a day practicing law.

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If the above is not enough, I have personally experienced several problems over the past year. At age seventy-nine (79) my memory is failing. When I work, I find that I perform the same tasks over and over. Because of this, at the urging of our son who is an emergency physician in Chicago, I had a brain scan and MRI. Dr. Kohli, a local neurologist told me that he thought I had had a stroke. In addition he said I was suffering from dementia. In a follow-up visit with my primary physician, the doctor said that according to the tests, I had experienced as many as a dozen TIA's.

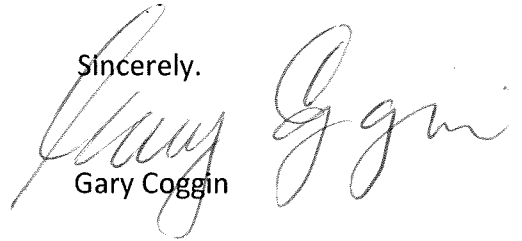
With all of the above happening, our son has resigned his position in the Chicago hospital where he is an emergency physician and is moving to Hilton Head Island where he has accepted a hospital position so that he can take care of his parents.

I extend my apologies to Attorney Akers for the delays in this case. It has been long and involved and it has included many attorneys. I believe that through it all I have extended many courtesies to the Defendants.

While I do not care to disclose family and personal problems, in this instance it is necessary. I request everyone's discretion.

Sincerely,

Gary Coggin

A handwritten signature in cursive script, appearing to read "Gary Coggin".

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
1220 Senate Street  
Columbia, SC 29902

Nathan Akers  
Howell Gibson & Hughes  
25 Rue Du Bois  
Beaufort, SC 29907

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TO: Jenny Abbott Kitchings  
Clerk of the Appellate Court

[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

Subj: Letter from Gary Coggin

Copy: Nathan Akers  
[NAkers@hgpa.com](mailto:NAkers@hgpa.com)

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