

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

Edgar W. Dickson, Circuit Court Judge

Case No. 2009-CP-38-02087

Kathy Beason,.....Respondent,

v.

Chatone Lowden,.....Appellant.

RETURN TO RESPONDENT'S MOTION TO DISALLOW APPELLANT'S
BRIEF AND EXTEND RESPONDENT'S TIME TO ANSWER

J. Austin Hood
BROWN & BREHMER
Post Office Box 7966
Columbia, South Carolina 29201
(803) 771-6600
Attorneys for Appellant

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SC Court of Appeals

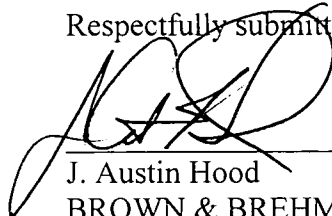
The Appellant by and through her undersign counsel hereby replies to the Respondent's Motion to Disallow Appellant's Brief and Extend Respondent's Time to Answer.

As a preliminary matter, the Appellant has no objection to the Respondent's request that the Court extend Respondent's time to respond to Appellant's Initial Brief.

Respondent has properly noted in her Motion that Appellant filed her Initial Brief in this case with citations to discovery depositions because the transcript of record for the trial of the case in question has never been provided to either party. Appellant and Respondent have both requested the transcript. Counsel for Appellant was recently contacted by Harriett Bennett and Ms. Bennett advised that she has been contracted to prepare the transcript. Ms. Bennett has advised the transcript will be provided to both parties during the week of July 15, 2013. As a result, Appellant hereby consents to modify her Initial Brief and add the appropriate citations to the trial transcript once that transcript is provided. If the Court will grant Appellant leave to do so, Appellant also consents to file that Amended Initial Brief with the Court within a time frame specified by the Court.

Appellant agrees with Respondent's assertions that the Respondent's Motion will not in any way prejudice the Appellant or her prosecution of this appeal.

Respectfully submitted,



J. Austin Hood
BROWN & BREHMER
Post Office Box 7966
Columbia, South Carolina 29201
(803) 771-6600
Attorneys for Appellant

July 12, 2013

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Edgar W. Dickson, Circuit Court Judge

Case No. 2009-CP-38-2087

Kathy Beason,.....Respondent,

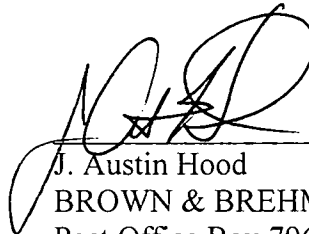
v.

Chatone Lowden,.....Appellant.

PROOF OF SERVICE

I certify that I have served the Return of Appellant to Respondent's Motion to Disallow Appellant's Brief and Extend Respondent's Time to Answer on Respondent Beason by depositing a copy of it in the United States Mail, postage prepaid, on July 8, 2013, addressed to her attorneys of record, Daniel W. Luginbill, P.O. Box 1150, Bamberg, SC 29003 and Clyde C. Dean, Jr., P.O. Box 1405, Orangeburg, SC 29116.

July 12, 2013



J. Austin Hood
BROWN & BREHMER
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Columbia, South Carolina 29201
(803) 771-6600
Attorney for Appellant