

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
In The Circuit Court

G. D. Morgan, Jr., Circuit Court Judge

Appellate Case No. 2023-001129  
Appellate Case No. 2023-001740

DANNY ROSE, Respondent,  
v.

ROBERT ROSE, GLORIA ROSE-RUCH,  
MARY MARGARET DOLL ROSE, and  
JOHN DOES 1-99,  
of whom ROBERT ROSE, GLORIA ROSE-RUCH,  
and MARY MARGARET DOLL ROSE are the Appellants.

REPLY TO RESPONSE TO MOTION TO JOIN APPEALS

1. By his Response to the Motion to Join, the Respondent sets out various grounds to oppose that Motion. Those objections are addressed below in turn.
2. The Respondent makes note of the now-superseded Order to dismiss the first appeal. That dismissal has been set aside for the reasons stated in this Court’s Order of November 16, 2023.
3. The Respondent states the second appeal, dealing with discovery, is not properly before this Court. The Appellants have fully responded to this point in their contemporaneous Response to the Motion to Dismiss.
4. The Respondent states the second appeal, dealing with discovery, will be moot “upon resolution of the first appeal” dealing with judgment on the pleadings. First, the Respondent cannot have knowledge of this Court’s action on the first appeal. In addition, for the reasons set forth in the Appellants’ Response to the Respondent’s Motion to

dismiss, this is not accurate on the bases set out by the Appellants in that Response. Even if the judgment on the pleadings in the first appeal is affirmed, the action will continue and the issue of discovery will remain.

November 17, 2023

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CERTIFICATE OF SERVICE

The undersigned, counsel for Appellants in the civil appeal above, hereby certifies that, on the date written below, he served copies of the following pleadings or documents in the above-captioned and numbered civil action:

Reply to Response to Motion to Join Appeals; and  
this Certificate of Service,

by service to the opposing lawyer's primary e-mail address listed in the Attorney Information System (AIS), as authorized by Section (b)(2) of the Order of the Supreme Court dealing with Electronic Filing and Service issued May 6, 2022.

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