

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

69549

Ralph P. Stroman  
Special Referee

Case No.: 2008-CP-26-6169

Joseph E. Mason, Jr., ..... Appellant

v.

Catherine L. Mason, Joseph E. Mason, Sr.,  
Kathy St. Blanchard, Mason Holding  
Company, Inc., and Irwin Levine ..... Respondents

RESPONDENTS CATHERINE L. MASON, JOSEPH E. MASON, SR.,  
KATHY ST. BLANCHARD, AND MASON HOLDING COMPANY, INC.'S  
MOTION TO FILE FINAL BRIEF OF RESPONDENT OUT OF TIME  
AND TO SUPPLEMENT THE RECORD ON APPEAL

J. Jackson Thomas, Esquire  
Emma Ruth Brittain, Esquire  
THOMAS & BRITTAIN, P.A.  
Post Office Box 1290  
Myrtle Beach, South Carolina 29578  
(843) 692-2628  
ATTORNEYS FOR RESPONDENTS  
CATHERINE L. MASON, JOSEPH E.  
MASON, SR., KATHY ST. BLANCHARD  
AND MASON HOLDING COMPANY,  
INC.

August 22, 2013

**RECEIVED**

AUG 26 2013

**SC Court of Appeals**

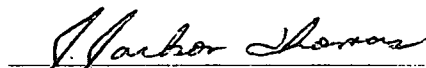
Respondents respectfully move the Court as follows:

1. To file Respondents' Final Brief out of time. Appellants filed and served the Record on Appeal via United States Mail on July 29, 2013. The initial Record on Appeal was received by Respondents' counsel on July 31, 2013. An amended Record on Appeal was received by Respondents on August 21, 2013. Respondents' final brief should have been filed and served by August 19, 2013, but was not so filed due to inadvertence and confusion over the due date for such filing. Final Brief is prepared and ready to be filed.

2. Respondents further move the Court to permit Respondents to supplement the Record on Appeal by filing the attached Addendum to the Record on Appeal consisting of five pages of trial testimony. The proposed addendum was originally designated by Respondents to be a part of the Record on Appeal. It was subsequently agreed by counsel to be deleted from the Record on Appeal by mistake of Respondents' counsel.

3. Appellant's counsel has verbally consented to the filing of the Final Brief and supplement as requested herein.

Respectfully submitted,



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PROOF OF SERVICE

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I certify that I have served the Motion to File Final Brief of Respondent Out of Time and to Supplement the Record on Appeal of Respondents Catherine L. Mason, Joseph E. Mason, Sr., Kathy St. Blanchard, and Mason Holding Company, Inc., by depositing a copy of it in the United States Mail, postage prepaid, on August 22, 2013, addressed to its attorney of record, Robert Y. Knowlton, Esquire, as follows:

Robert Y. Knowlton, Esquire  
Haynsworth Sinkler Boyd, P.A.  
Post Office Box 11889  
Columbia, South Carolina 29211

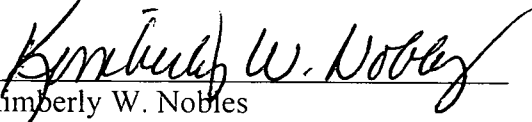
John M. Leiter, Esquire  
Law Offices of John M. Leiter, P.A.  
1201 48<sup>th</sup> Avenue North, Suite 109  
Myrtle Beach, SC 29577

**RECEIVED**

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**SC Court of Appeals**

The Honorable Jenny Abbott Kitchings  
Clerk of Court, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

  
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Kimberly W. Nobles  
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August 22, 2013

THOMAS & BRITTAIN, P.A.

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August 22, 2013

The Honorable Jenny Abbott Kitchings  
Clerk of Court, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: Joseph E. Mason, Jr. v. Catherine L. Mason, Joseph E. Mason, Sr.,  
Kathy St. Blanchard, Mason Holding Company, Inc., and Irwin Levine  
Case No. 2008-CP-26-6169

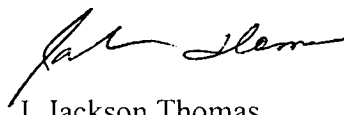
Dear Ms. Kitchings:

Please find enclosed the original and seven (7) copies of Respondents Catherine L. Mason, Joseph E. Mason, Sr., Kathy St. Blanchard and Mason Holding Company, Inc.'s Motion to File Final Brief of Respondent Out of Time and to Supplement the Record on Appeal in the above-referenced matter.

We are enclosing a check for the filing fee in the amount of \$25.00. Please return a stamped copy of the Motion to our office in the enclosed self-addressed envelope.

Sincerely yours,

THOMAS & BRITTAIN, P.A.



J. Jackson Thomas

JJT/kwn

Enclosures

cc: Robert Y. Knowlton, Esquire  
John M. Leiter, Esquire  
Mr. and Mrs. Joseph E. Mason, Sr.  
Ms. Kathy St. Blanchard

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**SC Court of Appeals**