

December 4, 2024

Via email

The Honorable Jenny Abbott Kitchings, Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

RE: Deutsche Bank, as Trustee v. Janet Louise Nelums, et al.
Civil Action No. 2017-CP-40-01687
Appellate Case No. 2024-001062

Dear Ms. Kitchings:

We have received the Court's December 3, 2024, letter returning Appellants' Record on Appeal and indicating that Respondent's initial brief is due December 18, 2024. Our records indicate that this matter was held in abeyance until earlier today, and therefore, we were under the impression that the deadlines in this case were stayed until Appellants conformed their filings to the South Carolina Appellate Court Rules, and corrected all deficiencies identified by the Court in the letters dated:

1. September 24, 2024
 - a. Requiring a motion before filing an amended brief
2. November 6, 2024
 - a. Requiring Appellants to serve and file their Designation of Matter within 10 days, and
3. November 19, 2024
 - a. Requiring Appellants to conform their initial brief with Rule 208, SCACR and requiring Appellants to file a brief that is substantially similar to Form 13.

Appellants have yet to serve us with any of their filings with the Court and we have instead learned of recent filings from the Court's docket or from the Court's correspondence to Appellants. Because Appellants did not file an initial brief conforming with Rule 208, SCACR during their latest December 2, 2024 filing, we are unclear which brief is to be responded to and whether an amended brief is forthcoming. We would greatly appreciate the Court's guidance and clarity on this issue. Because the date and substance of Appellants' Initial Brief remains unclear and given that the case has been held in abeyance since the Court's November 6, 2024 letter, we respectfully ask that the Court grant Respondent an extension of thirty days from December 18, 2024, for filing Respondent's Initial Brief and counter-designations. The new deadline, if granted, would run through January 17, 2025. A check in the amount of \$50.00 will be hand delivered under separate cover.

Respectfully,



Matthew A. Abee

MAA:msw

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