

# Nelson Mullins

## Nelson Mullins Riley & Scarborough LLP

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October 3, 2013

### Hand Delivered

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
The South Carolina Court of Appeals  
1015 Sumter Street - 5th Floor  
Columbia, South Carolina 29201

RE: CitiMortgage, Inc. v. Ellen R. Springer  
Case No.: 2011-CP-28-0981  
Appellate Case No. 2012-212971  
Our file no.: 26019/01732

**RECEIVED**  
OCT 03 2013  
**SC Court of Appeals**

Ms. Kitchings,

I am in receipt of Appellant's "Request that Respondent's (sic) be sanctioned for unjustified delay of appeals process" dated September 30, 2013, in the above-referenced action. Appellant indicates this motion is in response to my September 16, 2013, letter to this Court seeking clarification of the order dated September 13, 2013. Please allow this letter to serve as Respondent CitiMortgage's return to that filing.<sup>1</sup>

Respondent CitiMortgage responds that sanctions are not warranted in this matter. Respondent CitiMortgage filed the September 16, 2013, letter in good faith to seek clarification of this Court's order. Clarification was needed because Appellant filed two substantively different Initial Appellant's Briefs in this appeal, and CitiMortgage does not know to which brief it should respond in its Initial Respondent's Brief. Respondent CitiMortgage did not file the letter to delay the appeal or otherwise prejudice Appellant.

Please let me know if you have any questions or need additional information.

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<sup>1</sup> CitiMortgage does not intend to file a formal return to Appellant's filing of September 30, 2013. CitiMortgage will, of course, file a return if requested by this Court.

The Honorable Jenny Abbott Kitchings  
October 3, 2013  
Page 2

Very truly yours,

A handwritten signature in black ink, appearing to read "Michael J. Anzelmo". The signature is stylized with several loops and a long horizontal stroke at the end.

Michael J. Anzelmo

MJA:jbl

cc: Ellen R. Springer, Pro se

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM KERSHAW COUNTY  
Master-in Equity

Jeffery M. Tzerman, Circuit Court Judge

Case No. 2011-CP-28-0981

Appellate Case No. 2012-212971

**RECEIVED**  
OCT 03 2013

**SC Court of Appeals**

CitiMortgage, Inc., ..... Respondent,

v.

Ellen R. Springer, Peggy S. Charles f/k/a Peggy S.  
Roberts, Defendants

Of whom Ellen R. Springer is, ..... Appellant.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for CitiMortgage, Inc., do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings: Return to Request that Respondent's (sic) be sanctioned for unjustified delay of appeals process

Parties Served:

Ellen R. Springer  
147-21 109<sup>th</sup> Avenue  
Jamaica, New York 11435

A handwritten signature in black ink, appearing to read "Jennifer Lee", written over a horizontal line.

Jennifer Lee  
Administrative Assistant

October 3, 2013