

The State of South Carolina
In The Court of Appeals

Appeal from Spartanburg County
Hon. J. Derham Cole, Circuit Court Judge

Appeal No. 2013-000807
Case No. 10-CP-42-2350

RECEIVED

SEP 23 2013

SC Court of Appeals

Jane Doe, as guardian for John Doe, Appellant

v.

Doni Rhinehart, Respondent

Motion For Leave to File Out of Time

Appellant Jane Doe as guardian for John Doe moves the Court for leave to file to the attached Reply Brief out of time. Respondent does not oppose the motion.

As reflected on the Proof of Service, when Respondent served her brief she sent it to the wrong address, no doubt inadvertently, so it was delayed getting to the correct state. For that reason, counsel seeks leave of the court to file the Reply brief within ten days of having received the Respondent's brief, even though it is more than ten days from service.

Respondent's counsel graciously consented to the motion.

Respectfully submitted,



Gregg Meyers
Jeff Anderson & Associates, P.A.
366 Jackson Street
St. Paul, MN 55101
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The State of South Carolina
In The Court of Appeals

Appeal from Spartanburg County
Hon. J. Derham Cole, Circuit Court Judge

Trial Court Case No. 10-CP-42-2350
Appellate Case No. 2013-000807

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SC Court of Appeals

Jane Doe, as guardian for John Doe, Appellant

v.

Doni Rhinehart, Respondent

Proof of Service

I hereby affirm that on July 22, 2013, I served upon counsel for the defendant/respondent a copy of the

**Motion for Leave to File Out of Time and the
Proposed Reply Brief and the
Amended Designation of Matter To Be Included In the Record**

by causing each document to be placed in the United States mails, first-class postage pre-paid wrapper, properly addressed to:

James Walsh
Clarkson Walsh Terrell & Coulter, P.A.
1164A Woodruff Road
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Attorney for Appellants



JEFF ANDERSON & ASSOCIATES PA
REACHING ACROSS TIME FOR JUSTICE

September 20, 2013

Hon. Jenney Abbott Kitchings
Clerk of Court
Court of Appeals
PO Box 11629
Columbia, SC 29211

RECEIVED
SEP 23 2013
SC Court of Appeals

Re: Appeal Appeal No. 2013-000807, Doe v. Rhinehart, Case No. 10-CP-42-2350
(Spartanburg County, Hon. J. Derham Cole)

Dear Ms. Kitchings:

Enclosed for filing in this appeal is an original and six copies of a Motion for Leave to File Reply Brief Out of Time, with filing fee, Proof of Service, the proposed Reply Brief, and an Amended Designation.

Respondent inadvertently sent her brief to the wrong address, delaying its receipt by counsel until after the ordinary time for a Reply had expired.

Respondent's counsel has graciously consented to the motion.

Please file with the Court this Motion and Proof of Service. Thank you very much.

Sincerely

Gregg Meyers

c: Mr. Walsh, Attorney for Respondent

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