

CRAWFORD & VON KELLER, LLC

POST OFFICE BOX 4216, COLUMBIA, SOUTH CAROLINA 29240

TELEPHONE NUMBER (803) 790-2626

FACSIMILE NUMBER (803) 790-1277

October 25, 2013

Honorable Kenneth A. Richstad
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

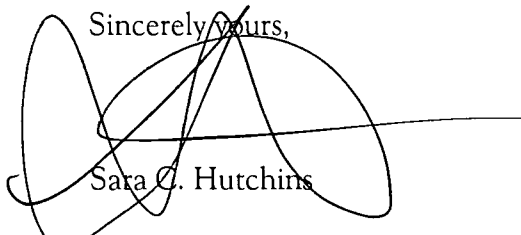
RE: Green Tree Servicing LLC, v. Corrie A. Martin, et al.
Appellate Case No. 2012-210846
Our File No.: 1323.5874

Dear Mr. Richstad

Please find enclosed an original and seven (7) copies of Respondent's Return to Appellant's Motion to Allow Oral Argument, and Proof of Service in the above referenced matter. Please file the original with the court and return one (1) filed copy to me in the envelope provided for your convenience. By copy of this letter I am serving Mr. Gaddy, counsel for Ms. Martin, with the same..

Thank you for your attention to this matter, and should you have any questions, comments, or concerns do not hesitate to contact me.

Sincerely yours,


Sara C. Hutchins

Enclosures

cc: Clifford F. Gaddy, Esquire (w/enclosures)
Shannon Tucker (via e-mail only)

RECEIVED

OCT 28 2013

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ANDERSON COUNTY
Court of Common Pleas

Ellis B. Drew, Jr., Master in Equity

Case No. 2010-CP-04-03548

Green Tree Servicing, LLC, et al Respondent,

v.

Corrie A. Martin Appellant.

RETURN TO APPELLANT'S MOTION TO ALLOW ORAL ARGUMENTS

RECEIVED

OCT 28 2013

SC Court of Appeals

THEODORE VON KELLER
SARA C. HUTCHINS
CRAWFORD & VON KELLER, LLC
POST OFFICE BOX 4216
COLUMBIA, SOUTH CAROLINA 29240
(803) 790-2626
ATTORNEY FOR RESPONDENT

On October 23, 2013, Appellant served Respondent Green Tree Servicing, LLC with a Notice of Appearance of Clifford F. Gaddy, Jr., as well as a Motion to Allow Oral Arguments in the above captioned appeal. Respondent submits this return in response to Appellant's Motion to Allow Oral Argument.

ARGUMENT

Pursuant to Rule 215, SCACR, "all appeals in civil cases which do not involve a constitutional question and in which the amount involved is \$1,000 or less, and all appeals in civil cases where there has been no final judgment, shall be submitted to the appellate court without oral argument. Further, the appellate court may decide any other case without oral argument if it determines that oral argument would not aid the court in resolving the issues."

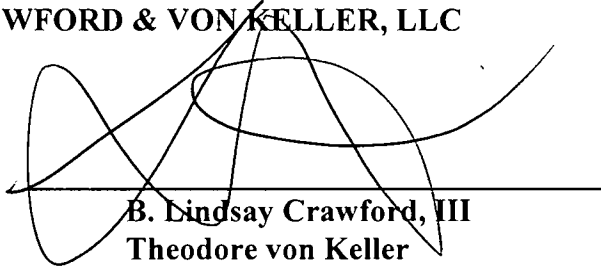
The present appeal involves the trial court's denial of a motion for relief from default judgment pursuant to Rule 60(b), SCRCF. The appeal does involve any novel question of law, constitutional issues, nor is appellant seeking to overturn prior precedent. South Carolina case law has ample authority regarding the appropriate factors to consider when granting or denying a motion for relief from default judgment pursuant to Rule 60 (b), SCRCF. The issues on appeal are simple and straightforward. Oral argument is unnecessary, will not aid the Court in reaching its decision. Oral argument will only delay the decision of the Court and needlessly increase attorney fees.

CONCLUSION

For the reasons stated, Respondent respectfully requests that the Court deny the Appellant's Motion to Allow Oral Argument.

CRAWFORD & VON KELLER, LLC

BY:

A large, stylized handwritten signature in black ink, appearing to read 'B. Lindsay Crawford, III', is written over a horizontal line.

**B. Lindsay Crawford, III
Theodore von Keller
Sara C. Hutchins
Adam Schanz
Post Office Box 4216
Columbia, South Carolina 29240
Telephone: (803) 790-2626
Attorney for Respondent**

October 25, 2013

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ANDERSON COUNTY
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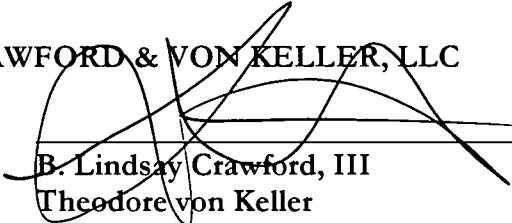
PROOF OF SERVICE

I certify that I have served the Respondent's Return to Appellant's Motion to Allow Oral Arguments by depositing a copy of it in the United States Mail, postage prepaid, on October 25, 2013, addressed to its Appellant at the following address:

Clifford F. Gaddy, Jr
408 N. Church Street. Ste. B
Greenville, SC 29601

CRAWFORD & VON KELLER, LLC

BY:


B. Lindsay Crawford, III
Theodore von Keller
Sara C. Hutchins
Post Office Box 4216
Columbia, South Carolina 29240
(803) 790-2626
Attorneys for Respondent

October 25, 2013

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