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Sep 29 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM OCONEE COUNTY  
Court of Common Pleas

The Honorable David P. Caraker, Jr.

Appellate Case No. 2025-001453

Christopher A. Pierce, .....Appellant

v.

Foxwood Hills Property Owners Association,.....Respondent,

RESPONDENT’S MOTION TO ALLOW LATE FILING OF THE  
RESPONDENT’S OBJECTION TO APPELLANT’S MOTION  
TO REINSTATE APPEAL

Respondent Foxwood Hills Property Owners Association, (“Respondent”), hereby submits its Motion to allow a late filing of the Objection to Appellant’s Motion to Reinstate Appeal filed on September 24, 2025 and seeks an Order from the Court allowing the late filing.

Counsel for the Respondent received the Appellant’s Motion to Reinstate Appeal on September 18, 2025. The Motion was dated September 11, 2025, but was not postmarked until September 12, 2025. Respondent did not receive the Appellant’s Motion until September 18, 2025, and filed its Objection on September 24, 2025, three business days after the receipt of the Appellant’s motion. Due to the short time period involved due to the Motion not being received until September 18, 2025, Respondent’s counsel was unable to get the Objection filed prior to September 24, 2025. Appellant sent an email instead of a motion to the Court requesting the Court

reinstate the appeal on September 11, 2025, but the Appellant did not include counsel for the Respondent on that email. Appellant served a copy of the email instead of a formal motion on Respondent's counsel by mail that was received on September 18, 2025. This gave Respondent only three business days to get the Objection filed and counsel was unable to do so. Respondent respectfully requests that the Court grant its Motion to allow the late filing of the Respondent's Objection Appellant's Motion to Reinstate Appeal under Rule 240, SCACR.

For the reasons explained herein, the Respondent requests that the Court grant the Respondent's request to file, out of time, its Objection to the Appellant's Motion to Reinstate Appeal.

  
/s/John S. Kay

John S. Kay (S.C. Bar No. 7914)

HUTCHENS LAW FIRM

P.O. Box 8237 (29202)

240 Stoneridge Dr., Suite 400

Columbia, SC 29210

(803) 726-2700

[john.kay@hutchenslawfirm.com](mailto:john.kay@hutchenslawfirm.com)

Attorney for Respondent Foxwood Hills Property  
Owners Association.

September 29, 2025

Columbia, South Carolina

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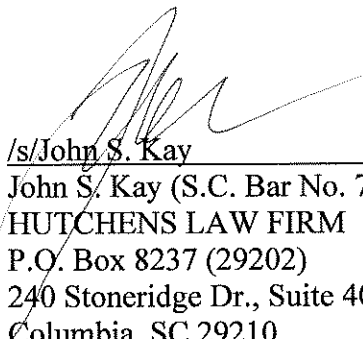
Christopher A. Pierce, .....Appellant

v.

Foxwood Hills Property Owners Association,.....Respondent,

PROOF OF SERVICE

I hereby certify that I have served the Respondent’s Motion to allow the late filing of the Respondent’s Objection to Appellants’ Motion to Reinstate Appeal on Christopher A. Pierce by depositing a copy of it in the United States Mail, postage prepaid, on September 29, 2025, addressed to Christopher A. Pierce at 605 White Owl Lane, Seneca, South Carolina 29678

  
\_\_\_\_\_  
/s/John S. Kay  
John S. Kay (S.C. Bar No. 7914)  
HUTCHENS LAW FIRM  
P.O. Box 8237 (29202)  
240 Stoneridge Dr., Suite 400  
Columbia, SC 29210  
(803) 726-2700  
[john.kay@hutchenslawfirm.com](mailto:john.kay@hutchenslawfirm.com)  
Attorney for Respondent Foxwood Hills Property Owners Association.

September 29, 2025  
Columbia, South Carolina