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J. ASHLEY TWOMBLEY*
KARL D. TWENGE
JENNIFER I. CAMPBELL*

* LICENSED IN SC + GA

RECEIVED

DEC 23 2013

SC Court of Appeals

December 18, 2013

Via Facsimile and U.S. Mail

The Honorable Jenny Abbott Kitchings
Clerk of Court
S.C. Court of Appeals
P.O. Box 11629
Columbia, SC 29211
(803) 734-1839

**RE: Gilbert Jarrell, et al. v. Malinda Schurlknight, et al.
Case No.: 2013-CP-21-01483**

Dear Ms. Kitchings:

As you may recall, Plaintiffs in the above referenced Class Action matter filed a Notice of Appeal. Almost contemporaneously with the filing of the Notice of Appeal, the parties also reached a preliminary settlement of the Class Action and began the procedures to obtain approval of the Class Action settlement. Upon joint motion of the parties to stay the appeal pending the approval of the Class Action settlement, the Court of Appeals issued an Order dated September 30, 2013, dismissing the appeal but holding remittitur until the approval of the settlement or the expiration of ninety days unless good cause was shown not to send remittitur within this time frame.

This letter is a request to extend the time frame set forth in the Order dated September 30, 2013, for the good cause set forth herein. The circuit court has given preliminary approval to the proposed Class Action settlement. However, the fairness hearing/final approval hearing is scheduled for March 4, 2014. Accordingly, the parties will not know until sometime after March 4, 2014, whether the Class Action settlement will be finally approved. Until final approval of the settlement is given, the parties also will not know if the Plaintiffs' appeal will need to be reinstated as allowed by the Order dated September 30, 2013.

Therefore, Plaintiffs ask that the time line set for in the Order dated September 30, 2013, be extended until thirty (30) days after March 4, 2014 or April 3, 2014, unless good cause is shown why the case should not be remitted. By copy of this letter I am serving the same upon opposing counsel.

Thank you for your assistance in this matter. If you have any questions, please do not hesitate to contact me.

With kindest regards, I remain,

Cordially,

A handwritten signature in black ink that reads "Jennifer D. Capbell for". The signature is written in a cursive style. Below the signature, the name "J. Ashley Twombly" is printed in a standard serif font.

J. Ashley Twombly

cc: J. René Josey, Esquire
Arthur E. Justice, Esquire

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