

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM OCONEE COUNTY
THE HONORABLE ALEXANDER S. MACAULAY, JUDGE
CASE NO.: 2014-000220

PLANTATION FEDERAL BANK, AS SUCCESSOR IN INTEREST TO FIRST SAVERS
BANK, RESPONDENT

V.

J. CHARLES GRAY AND WATERFORD RIDGE OWNERS ASSOCIATION, INC.,
DEFENDANTS OF WHOM J. CHARLES GRAY IS AN APPELLANT.

PLANTATION FEDERAL BANK, AS SUCCESSOR IN INTEREST TO FIRST SAVERS
BANK, RESPONDENT.

V.

PEGGY B. GRAY AND WATERFORD RIDGE OWNERS ASSOCIATION, INC.,
DEFENDANTS, OF WHOM PEGGY B. GRAY IS AN APPELLANT.

OBJECTION TO MOTION TO EXTEND TIME TO FILE INITIAL BRIEF AND
DESIGNATION OF MATTER

The undersigned, attorney for the Respondent, hereby files its Objection to Appellant's Motion to File Initial Brief Out of Time. In objecting to the relief sought, Respondent would show unto the Court that:

1. Respondent received a copy of the transcript in regards to this matter on or about June 5, 2014.
2. Upon information and belief the Appellant received a copy of the transcript on or about June 5, 2014 as well. In support of Respondent's position a copy of Appellants confirmation letter is attached hereto as Exhibit "A".
3. Appellant has been in receipt of the transcript for over 30 days. It is Respondent's position that the Appellant has been afforded ample time in which to file its initial brief pursuant to South Carolina Appellate Court Rule 208.

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SC Court of Appeals

4. This is the second appeal filed in regards to this matter.
5. In the previous appeal, Appellant repeatedly failed to follow the timing requirements set forth in the South Carolina Rules of Appellate Court and on more than one occasion moved for extensions of time.
6. Furthermore in the previous appeal the matter was dismissed for Appellant's failure to comply with the South Carolina Rules of Appellate Court resulting in Appellant filing a motion to have said matter reinstated.

As documented herein and in the public record, Appellant has repeatedly been unable or unwilling to comply with the South Carolina Rules of Appellate Court. Respondent is opposed to any extensions in this matter as Appellant has repeatedly delayed these proceedings. This matter was initially filed March 30, 2010. Respondent would respectfully show unto the Court that it continues to suffer prejudice and delay as a result of Appellant's willful failure to comply with the South Carolina Appellate Court Rules.

Whereby having objected to the relief sought, the Respondent requests that this appeal be dismissed and the matter remanded back to the trial court for further proceedings.

Respectfully submitted,



Bradley K. Richardson, Esq. (S.C. Bar #: 68385)
133 Straight Drive
Anderson, SC 29625
(864) 222-0292, (864) 222-0892(fax)
Attorney for the Respondent

Anderson, South Carolina
July 22, 2014

The Law Offices of
The Griffin Firm, LLC

210 North McDuffie Street • Ste 103 • Anderson, SC 29621 • Bus (864) 231-8870 • Fax (888) 682-7317

EXHIBIT A

June 19, 2014

The Honorable Jenny Abbott Kitchens
Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

RE: Peggy B. Gray v. Plantation Federal Bank
Appellate Case No. 2014-000220
J. Charles Gray v. Plantation Federal Bank
Appellate Case No. 2014-000220

Dear Ms. Kitchens:

By way of this letter I am confirming my receipt of the transcript on June 5, 2014.

With kind regards, I am,

Sincerely,


Charles R. Griffin, Jr.

CC:

Rosalyn W. Frierson
SC Court Administration
1015 Sumter Street, Suite 200
Columbia, South Carolina 29201-3739

Brad Richardson
Attorney at Law
133 Straight Dr
Anderson, SC 29625

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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS
APPEAL FROM OCONEE COUNTY
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PLANTATION FEDERAL BANK, AS SUCCESSOR IN INTEREST TO FIRST SAVERS BANK, RESPONDENT

V.

J. CHARLES GRAY AND WATERFORD RIDGE OWNERS ASSOCIATION, INC., DEFENDANTS OF WHOM
J. CHARLES GRAY IS AN APPELLANT.

PLANTATION FEDERAL BANK, AS SUCCESSOR IN INTEREST TO FIRST SAVERS BANK,
RESPONDENT.

V.

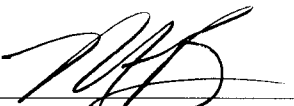
PEGGY B. GRAY AND WATERFORD RIDGE OWNERS ASSOCIATION, INC., DEFENDANTS, OF WHOM
PEGGY B. GRAY IS AN APPELLANT.

PROOF OF SERVICE

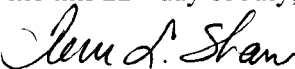
The undersigned hereby certifies that a copy of the Objection to Motion to File Initial Brief and Designation of Matter in the above-captioned matter was served upon the persons named below by placing the same in the United States Mail with sufficient postage attached thereto at the addresses listed below as follows:

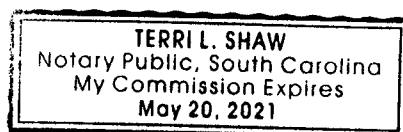
Charles R. Griffin, Jr.
210 North McDuffie St., Suite 103
Anderson, SC 29621

Dated this 22nd day of July, 2014
Anderson, South Carolina


Michael T. Bagwell, Esq.
Bradley K. Richardson, P.C.
133 Straight Drive
Anderson, SC 29625

SWORN to and subscribed before
me this 22nd day of July, 2014


Notary Public for South Carolina
My Commission Expires: 05/20/2021



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BRADLEY K. RICHARDSON, P.C.

July 22, 2014

Ms. Jenny Abbott Kitchings
Clerk of South Carolina
Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: Plantation Federal Bank, as Successor in Interest to First Savers Bank, Respondent, v. J. Charles Gray and Waterford Ridge Owners Association, Inc., Defendants, of whom J. Charles Bray is an Appellant

Plantation Federal Bank, as Successor in Interest to First Savers Bank, Respondent, v. Peggy B. Gray and Waterford Ridge Owners Association, Inc., Defendants of whom Peggy B. Gray is an Appellant.

Appellate Case No.: 2014-000220

Dear Ms. Kitchings:

Please find enclosed the Objection to Motion to Extend Time to File Initial Brief and Designation of Matter and Proof of Service.

By copy of this letter, a copy of the same has been served on Mr. Charles R. Griffin, Jr., attorney for Appellant.

With kind regards, I remain

Sincerely yours,

Michael T. Bagwell, Esq.

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JUL 24 2014

Encl.

Cc: Client, Charles R. Griffin, Jr.

SC Court of Appeals



THE JUDICIAL BRANCH OF THE
SOUTH CAROLINA
GOVERNMENT

Ms. Jenny Abbott Kitchings
Clerk of South Carolina
Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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