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THE STATE OF SOUTH CAROLINA
In the South Carolina Court of Appeals

RECEIVED
JUL 25 2014
SC Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Edward W. Miller, Circuit Court Judge

Case No. 2012-CP-23-1971
Appellant Case No. 2013-002367

Barbara Gaines

Respondent,

v.

Joyce Ann Campbell

Appellant.

APPELLANT'S MOTION TO REMAND THE CASE TO THE LOWER COURT SO AS TO
RECONSTRUCT THE EXHIBITS USED AT TRIAL/MOTION FOR EXTENSION OF TIME TO FILE
APPELLANT'S REPLY BRIEF AFTER THE RECONSTRUCTION HAS TAKEN PLACE

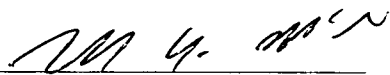
Counsel for Appellant hereby moves for an Order remanding this matter to the trial court so as to reconstruct exhibits that were used in trial, and are now missing. Counsel for Appellant is also moving for an extension to file Appellant's Reply Brief after the exhibits have been reconstructed.

The first request is made as a result of the fact that most of the exhibits were used at trial, and in closing arguments, are now missing from the Clerk's office. Counsel for Appellant is in need of those exhibits in order to properly reply to Respondent's brief, and, in order to accurately create a true Record On Appeal.

If the Court would agree to remand this matter, then the exhibits should be recreateable. Once recreated, it should not take more than forty days to file the reply brief and file all final briefs and Records On Appeal.

Counsel for Appellant further moves that the time limits regarding all of these above matters be held in abeyance pending the decision and ruling by the court on this motion.

July 24, 2014



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Other Counsel of Record:

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Attorney for Respondent

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Respondent.

v.


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Appellant,

PROOF OF SERVICE

I certify the I have served Appellant's Motion to Remand the Case to the Lower Court so as to Reconstruct the Exhibits Used at Trial/Motion for Extension of Time to File Appellant's Reply Brief After the Reconstruction has Taken Place and corresponding Proof of Service on Barbara Gaines by depositing a copy of it in the United States Mail, postage prepaid, on July 24, 2014, addressed to her attorney of record, John R. Peace, Esq., John Robert Peace, P.A., PO Box 8087, Greenville, SC 29604-8087.

July 24, 2014



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July 24, 2014

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

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JUL 25 2014

SC Court of Appeals

RE: Case Name: Barbara Gaines v. Joyce Ann Campbell
Appellate Case # 2013-002367
Case # 2012-CP-23-1971
Claim # 40-8536-882
MKM File # 200.1077

Dear Ms. Kitchings:

Please find enclosed the original, and seven (7) copies of the following documents regarding the above referenced action:

1. Appellant's Motion to Remand the Case to the Lower Court so as to Reconstruct the Exhibits Used at Trial/Motion for Extension of Time to File Appellant's Reply Brief After the Reconstruction has Taken Place;
2. Appellant's Proof of Service;
3. A check in the amount of \$25.00 which represents the filing fee with regard to this matter; and,
4. A stamped, self-addressed envelope.

I would appreciate you filing the originals of these documents, keeping the six copies, enclosing the additional copy, and returning the same to me in the enclosed self-addressed, stamped envelope provided for your convenience.

Furthermore, please note that by copy of this letter, that I am placing counsel for plaintiff/respondent on notice that these documents have been filed with the court.

As always, I thank you and your staff for all the help and assistance you repeatedly provide us with regard to these matters.

Sincerely,

MARCUS K. MCGARR, P.A.



Marcus K. McGarr

MKM/meg
Enclosures

cc: John R. Peace, Esq.
Joyce Ann Campbell
Tashona Miles