

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas**

Marvin H. Dukes, III, Master-in-Equity

CASE NO. 2014-001747

RECEIVED
OCT 16 2014
SC Court of Appeals

JOSEPH C. SUN Appellant

v.

**MARSHALL L. HORTON Respondents
and RICHARD ULBRICH**

**APPELLANT’S RESPONSE TO RESPONDENTS’
MOTION TO HOLD THE RESPONDENTS’ BRIEF IN ABEYANCE**

Respondents’ “Motion to hold their brief in abeyance until the following Motions are heard and decided” should be denied because it is frivolous and they are not entitled to any relief. These Respondents are asking the court to hold the appeal in abeyance when there is nothing pending before the court prior to the filing of their within motion.

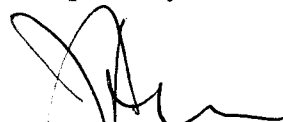
This court entered an order on October 6, 2014 granting Appellant’s motion for leave to file his initial brief out of time and that Appellant’s brief and designation of matter have been accepted as filed on October 6, 2014. According to the Certificate of Service, Respondents had already been served a copy of Appellant’s Initial Brief and Designation of Matters on September 17, 2014. The Respondents cannot file their motion on October 10, 2014 using their Objection to

Appellant aforesaid motion which had already been granted by the court as a ground to “hold” their brief in abeyance.

Pursuant to SCACR, Rule 208(a), Respondents’ Initial Brief is due within thirty (30) days after service of Appellant’s Initial Brief. The Respondents have not stated any valid ground to hold their appeal brief in abeyance. Even assuming their allegations are true, their motion is an improper means to address whatever they are asking for, therefore should be denied.

Respectfully submitted,

This 14th day of October, 2014.



JOSEPH C. SUN, pro se
P. O. Box 151
Bluffton, SC 29910

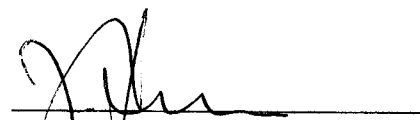
PROOF OF SERVICE

I certify that I have this date served the Appellant’s Response to Respondents’ Motion to Hold the Respondents’ Brief in Abeyance on Respondents Horton and Ulbrich by depositing a copy of same in the U.S. Mail postage prepaid, on October 14, 2014, addressed to their attorneys on record at:

Gregory Michael Galvin, Esq.
Attorney for Marshall Horton
P.O. Box 887
Bluffton, SC 29910

Lindsay Y. Goodman, Esq
49 Boundary Stree, 2nd Fl.
P. O. Box 3766
Bluffton, SC 29910

This 14th day of October, 2014



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Clerk of Court
Court of Appeals of South Carolina
P. O. Box 11629
Columbia, CS 29211

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