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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM JASPER COUNTY
Court of Common Pleas

CARMEN T. MULLEN, JUDGE

Case Number 12-CP-27-0760
Court of Appeals Case No. 2014-000823

ROBERT C. SCHIVERA, Executor of the
Estate of Fred J. Hughes.....Respondent.

v.

C. Russell Keep, III, Esquire, and Rhonda Mitchell,
Jasper County Tax Collector, of which C. Russell Keep, III,
Esquire, is the.....Appellant.

**MOTION TO FILE RESPONDENT'S
FINAL BRIEF OUT OF TIME**

The Respondent hereby moves to file his Final Brief out of time. This motion is based upon the attached Affidavit of R. Thayer Rivers, Jr.

Law Office of R. Thayer Rivers, Jr.



R. THAYER RIVERS, JR.
Post Office Box 668
Ridgeland, South Carolina 29936
(843) 726-8136

Attorney for the Plaintiff

Ridgeland, South Carolina,
October 23, 2014.

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OCT 27 2014

SC Court of Appeals

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Esquire, is the.....Appellant.

AFFIDAVIT OF R. THAYER RIVERS, JR.

PERSONALLY APPEARED before me, R. Thayer Rivers, Jr., who,
upon being duly sworn, states as follows:

1. That I am the attorney for the Respondent in the above-captioned matter.
2. That our Final Brief was due on or about October 20, 2014.
3. That I was out of the country on vacation from October 1, 2014 until October 20, 2014, when I returned to the office.
4. That due to the foregoing, the Respondent hereby requests that they be given an additional 30 days from the original due date (October 20, 2014) to file its Initial Brief.

R. Thayer Rivers, Jr.
R. Thayer Rivers, Jr.

SUBSCRIBED AND SWORN TO before me

this 23 day of October, 2014.

Jessie D. Bailey (L.S.)
NOTARY PUBLIC FOR SOUTH CAROLINA.
My Commission Expires: 2/4/18

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PROOF OF SERVICE

SC Court of Appeals

I certify that I have served the Appellant with a copy of the Respondent's Motion to File Respondent's Final Brief out of Time, by depositing a copy of same in the United States Mail, postage prepaid, on October 23, 2014, addressed to its attorney of record, C. Russell Keep, III, Esquire, Post Office Box 5877, Hilton Head Island, SC 29938.

October 23, 2014.

Law Office of R. Thayer Rivers, Jr.



R. THAYER RIVERS, JR.
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(843) 726-8136

Attorney for the Appellant

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R. THAYER RIVERS, JR.
ALSO ADMITTED IN GEORGIA

TELEPHONE
(843) 726-8136
TELECOPIER
(843) 726-4401

October 23, 2014

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

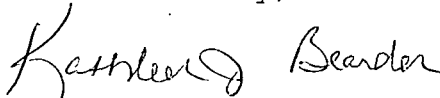
RE: ROBERT C. SHIVERA v. C. RUSSELL KEEP, III
APPELLATE CASE NUMBER: 2014-000823

Dear Ms. Kitchings:

Enclosed herewith please find the original and one (1) copy of the Respondent's Motion to File his Final Brief out of Time in the above-referenced matter, together with our check in the amount of \$25.00 for the filing fee. Please file the original and return a clocked-in copy to me in the envelope provided.

Thank you and kindest regards.

Most sincerely,



Kathleen J. Bearden
Paralegal to R. Thayer Rivers, Jr.

:kjb
Enclosures

cc: C. Russell Keep, III, Esquire

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