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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals  
(In The Supreme Court)

APPEAL FROM DARLINGTON COUNTY

Marvin L. Lawson, Probate Judge

Appellate Case No. 2014-000689

Harold Wilson,

Appellant

Cynthia Barnett, Louise Sweet, and  
Hubert Wilson,

Respondent

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NOV 05 2014

SC Court of Appeals

4th (60 days)  
11-3-14  
1-2-14

Motion For Extension

Due to the complexity of the issues and number of exhibits to review and research further time is necessary in order to prepare a consolidated and comprehensive brief. The fact that the Darlington probate judge went forward and proceeded with the hearing on Sept 17, 2012 a summons to probate a copy of a will that was executed in 2001 and summons to appoint a personal representative without giving me a chance to be heard as a party involved in this case violates my constitution rights fourteenth Amendment and Due Process of law. I called the Darlington Court at 9:00 AM on the day of the hearing to let them know that I had to get some medication from hospital for sinus infection but that I was in route there that I might be a little late because I was coming from Florence SC to Darlington SC and the hearing was scheduled for 9:30 AM. The lady I talked to on the phone told me the judge told me to get there as soon as I can. I arrived at the courtroom at 9:40 AM and everything was done. I asked the Probate judge what happened they told me you said to get here as soon as I can, in which his exact words to me was my court starts on time!

The fact that the Darlington Judge went forward and proceeded with the hearing when I notified the Court that I may be a little late for the hearing and the judge went forward and probated the copy of will executed in 2001 and granted appointment for personal representative to Cynthia Barnett without me being able to be heard as a party involved in this case violates my constitutional rights. In pursuit of the Fourteenth Amendment ratified in 1868, provides that every individual who is born or naturalized in the United States is a citizen and ensures that a state may not deprive a citizen or resident of his or her ~~civil rights~~, including Due Process of law (the right to a hearing and the right to be heard and Equal Protection of the laws. Congress is also empowered to enact laws for the enforcement of these laws.

Right to fair Hearing - Court reminded that the right to a fair hearing is required that the observations of the parties must really be heard and duly examined. According to the principle, a court has the obligation to proceed to an effective examination of the complaints, arguments and evidence offered by the parties in order to assess their pertinence. Hager v Reclamation Dist, 111 US 701, 708 (1884)

Also I have enclosed a letter from my attorney at that time showing that everyone involved in this case including the Darlington Court were aware and received a copy of the will and living will executed by Dorothy Hatcher on Sept 10 2009 with her attorney Ken Baker. Being there was a later will executed by Dorothy Hatcher on Sept 10, 2009, it revokes the copy of the will from 2001 according to the SC probate laws. So the copy of the will should not have been probated being that the court had full knowledge that a later will existed. And that was not the intent of the decedant to have that will from 2001 probated.

There is a number of issues in this case to address and more time is needed. I am requesting 60 day extension. Your help in this situation would be well appreciated. Thank you.

Nov 3, 2014

s/ Harold Wilson  
Harold Wilson  
1549 Country Manor Road  
Darlington, SC 29532  
(843) 339 6578

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Certified Circuit Court Mediator  
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November 24, 2009

**Via Facsimile and US Mail**

J. Anthony Floyd, Esquire  
305 West Carolina Ave.  
Hartsville, South Carolina 29550

Re: In the Matter of Dorothy Hatcher  
CA No.: 2009-GC-16-30  
Our File No.: 09-071

Dear Tony:

Please find enclosed the Living Will executed by your ward in favor of Harold Wilson on September 10, 2009 for your records.

You are already in receipt of the Will Ms. Hatcher executed on the same day, making Harold her personal representative.

Please feel free to call me if you have any questions.

With kindest regards, I am,

Sincerely,

WILLIAM J. TUCK, P.A.

By:

William J. Tuck

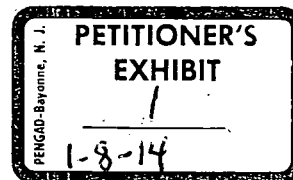
WJT/hfw  
Enclosures

cc: Client (w/o enc)(via US Mail)  
Ken Baker (w/o enc)(via US Mail)  
Gena Ervin (w/enc)(via Facsimile and US Mail)

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v.

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**PROOF OF SERVICE**

I certify that I served the Motion For Extension on respondents by depositing a copy of it in the United States Mail postage prepaid on Nov 3, 2014 and a copy also to attorneys Gena Ervin

Nov 3 2014

sl. Harold Wilson

Harold Wilson

1549 Country Manor Road

Darlington, SC 29532

(843) 339 0576

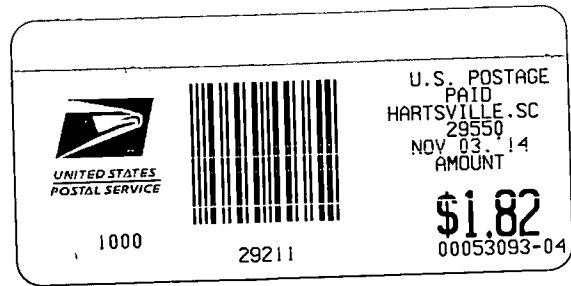
cc:

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