

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**SC Court of Appeals**

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Appeal from RICHLAND COUNTY  
Joseph M. Strickland, Master in Equity  
Court of Common Pleas

\_\_\_\_\_  
**Case No. 2014-000140**  
\_\_\_\_\_

Bank of America, N.A., ..... Respondent

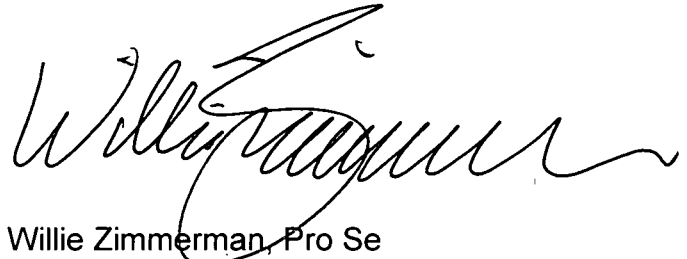
v.

Duce Staley, Felicia Woods a/k/a Felicia B. Woods, SCBT, N.A., South Carolina Department of Revenue, Palmetto Health, Manheim Automotive Financial Services, Inc., and Spring Valley Homeowners' Association, Defendants,

And Willie Zimmerman, Third Party Participant, ..... Appellant

\_\_\_\_\_  
**REPLY TO RESPONDENT'S MOTION TO STRIKE APPELLANT'S FINAL BRIEF**  
\_\_\_\_\_

Appellant now replies to the Respondent's Motion to Strike Appellant's Final Brief, dated October 31, 2014 with a Proof of Service date of November 7, 2014.



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Attorney for Respondent

THE APPELLANT HEREBY REPLIES TO RESPONDENT'S MOTION TO STRIKE APPELLANT'S FINAL BRIEF AND HEREBY MOVES THE COURT TO DENY RESPONDENT MOTION AND ALLOW THE APPELLANT FINAL BRIEF AS FILE:

1. Appellant concedes that all documents filed to date have been filed within the specified timeframe of court rules.
2. On September 4, 2014, the Respondent filed the Respondent's Final Brief.
3. On September 9, 2014, Appellant files a Motion to File Final Brief 30 days past time. (The motion was carried by the court).
4. On September 16, 2014, the Respondent filed the Certificate of Counsel, left off from the September 4, 2014 Final Brief filing.
5. On October 8, 2014, Appellant files Appellant's Final Brief.
6. On or about November 7, 2014, Respondent files a Motion to Strike Appellant's Final Brief, consisting of 14 near factual assertions.
7. On November 17, 2014, Appellant files a Motion to File Response to Respondent's Motion to Strike Appellant's Final Brief 21 days Past Time. (Due to an oversight, the Appellant did not add the representative for the Respondent. The motion was amended one day later).
8. On November 18, 2014, Appellant files an Amended Motion to File Response to Respondent's Motion to Strike Appellant's Final Brief 10 days Past Time.
9. Appellant asserts that the Respondent's Final Brief was not 100% identical to the Respondent's Initial Brief.
10. After reading Respondent's Final Brief, Appellant was compelled to expand upon facts related to the case and to re-order the wording in the conclusion.

Appellant respectfully requests that this Court deny respondents motion to strike appellant's brief.

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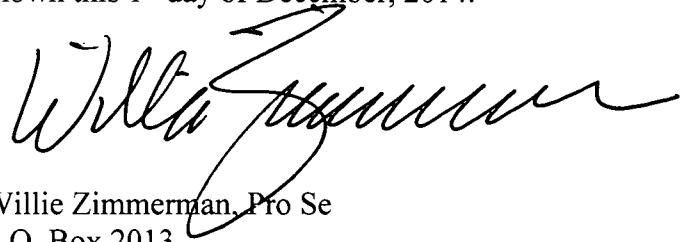
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And Willie Zimmerman, Third Party Participant, .....Appellant

**PROOF OF SERVICE**

I, Willie Zimmerman, served upon the Respondent this REPLY TO RESPONDENT'S MOTION TO STRIKE APPELLANT'S FINAL BRIEF by placing the same in the United States Mail, first class postage prepaid, addressed to the following as shown this 1<sup>st</sup> day of December, 2014.



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