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February 23, 2015

**VIA HAND-DELIVERY**

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, South Carolina 29201

- RE: • Carl Eugene Berry v. Jess T. Reichardt and Thomas H. Reichardt  
• Case Tracking # 2014-001588  
• **Request for Submission, Without Oral Argument.**

Dear Ms. Kitchings:

The undersigned are counsel of record for Respondent, in the above-referenced Appeal. Your electronic docket for this Appeal indicates that as of February 19, 2015, "Final Brief-Briefing and Record Complete." Additionally, under Case Status, it shows that this Appeal is, "Ready for Consideration."

Our client is retired and the expense of this litigation in the Trial Court and the resultant Appeal, has placed a tremendous financial burden on him, to the detriment of the quality of his retirement. We do not believe that oral argument would aid the Court in resolving the issues presented in the Appeal. Accordingly, we request that this Appeal be submitted to the Court, without oral argument and the expense attendant thereto.

**RECEIVED**

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**SC Court of Appeals**

Respectfully Submitted,  
AUSTIN & ROGERS, P.A.,

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Attorneys for Respondent

cc Philip H. Woolhiser, Esquire

ORIGINAL