



June 12, 2015

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201
VIA HAND DELIVERY

RE: Lydia Miller v. Willie Fields
Appellate Case No. 2014-001154

Dear Ms. Kitchings:

Please allow the following to serve as an outline of recent events that have transpired in the matter:

- May 29, 2015: During a routine check of the court's website, we found that respondent's initial brief was served on May 20, 2015, and filed with the court on May 22, 2015.
- May 29, 2015: Appellant's Motion for Extension was filed with the court due to not receiving said respondent's brief. (A copy is provided for your convenience.)
- June 2, 2015: The Court issued a letter of deficiency to respondent for lack of filing a designation of matter and for failure to provide a copy of the initial brief and designation of matter at our correct address. Upon information and belief, appellant's copy of respondent's initial brief was sent to the court. (A copy of the court's letter is provided for your convenience.)
- June 4, 2015: Order issued by court to extend time for appellant to file initial reply brief and designation of matter to June 12, 2015. (A copy is provided for your convenience.)

As of the date of this letter, we have not been served a copy of respondent's initial brief or designation of matter by respondent's counsel. Due to this, we are unable to comply with the June 4, 2015 Order to file our reply brief and designation of matter by June 12, 2015.

We are uncertain as to what action is proper to take regarding the June 4, 2015 order and respectfully ask for the court's direction.

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S. Jahue Moore*
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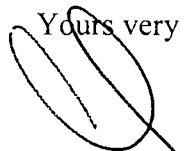
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The Honorable Jenny Abbott Kitchings
Clerk of Court
June 12, 2015
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If you have any questions, please do not hesitate to contact me or Lynn Ivey, my assistant.

With kindest regards, I am,

Yours very truly,

A handwritten signature in black ink, appearing to read "John C. Bradley, Jr.", written over the typed name below.

John C. Bradley, Jr.

/lgi

Enclosures

cc: Joshua Koger, Jr. Esquire

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 29 2015
SC Court of Appeals

APPEAL FROM LEXINGTON COUNTY
In the Court of Common Pleas

Edgar W. Dickson, Presiding Judge

Case No. 2012-CP-32-1472
Appellate Case No. 2014-001154

Lydia Miller and Doris Knight.....Plaintiffs,

v.

Willie Fields, Paula White, and The Refurb Center, Inc.....Defendants,

of whom:

Lydia Miller.....Respondent,

v.

Willie Fields.....Appellant.

MOTION FOR EXTENSION

The undersigned, as counsel for Appellant Willie Fields, hereby moves for a Ten (10) day extension of time to file its Reply Brief. These documents are currently due on or before June 1, 2015.

This motion is made on the grounds that Appellant Counsel has not received Respondent's Initial Brief which, upon information and belief, was served by mail on May 20, 2015. Appellant Counsel found that Respondent's Initial Brief was filed with the court on May 22, 2015 during a routine check of the court 2015.

copy

This extension request is not intended for purposes of delay. Further, there would be no prejudice to the parties by an extension of time. By the undersigned's calculation, the extension, if granted, would extend Appellant's deadline for filing the initial brief and designation of matter to Monday, June 11, 2015.

WHEREFORE, Appellant respectfully prays that this Court extend the deadline for the service and filing of its Reply Brief to June 11, 2015.

Respectfully submitted,

By: 

S. Jahue Moore
John C. Bradley, Jr.
MOORE TAYLOR LAW FIRM, PA
1700 Sunset Boulevard
West Columbia, SC 29169
803-796-9160
803-791-8410 (Fax)
john@mttlaw.com
Attorneys for Appellant

West Columbia, SC
May 29, 2015

(S)

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 29 2015

APPEAL FROM LEXINGTON COUNTY
In the Court of Common Pleas
Edgar W. Dickson, Presiding Judge

SC Court of Appeals

RECEIVED

JUN 12 2015

Case No. 2012-CP-32-1472

SC Court of Appeals

Appellate Case No. 2014-001154

Lydia Miller and Doris Knight.....Plaintiffs,

v.

Willie Fields, Paula White, and The Refurb Center, Inc.....Defendants,

of whom:

Lydia Miller.....Respondent,

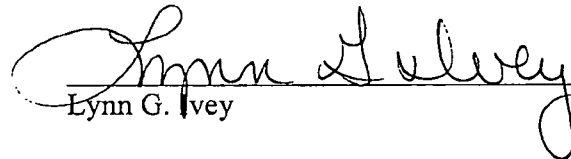
v.

Willie Fields.....Appellant.

PROOF OF SERVICE

I, Lynn G. Ivey, an employee of Moore Taylor Law Firm, PA, certify that I have served Appellant's Motion for Extension on counsel of record for Respondent in this action by depositing a copy of same in the United States Mail, postage prepaid, on May 29, 2015 addressed as follows:

Joshua Koger, Jr., Esquire
Koger Law Firm
P.O. Box 393
Barnwell, SC 29812


Lynn G. Ivey

West Columbia, South Carolina
May 29, 2015



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

POST OFFICE BOX 11629
COLUMBIA, SOUTH CAROLINA 29211
1220 SENATE STREET
COLUMBIA, SOUTH CAROLINA 29201
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June 02, 2015

Mr. Joshua Koger, Jr., Esquire
PO Box 393
33 Franklin Street
Barnwell SC 29812

Re: Lydia Miller v. Willie Fields
Appellate Case No. 2014-001154

RECEIVED
JUN 12 2015
SC Court of Appeals

Dear Counsel:

Upon reviewing your respondent's initial brief, the following deficiency or deficiencies have been noted under the South Carolina Appellate Court Rules (SCACR), and any deficiency must be corrected within ten (10) days of the date of this letter:

- The respondent's initial brief is not accompanied by a designation of matter to be included in the record on appeal.
- Please provide a copy of the initial brief and designation of matter to the appellant's counsel at their correct address. The respondent's initial brief was sent twice to the Court of Appeals.

Very truly yours,

A handwritten signature in cursive script that reads "Jenny A. Kitchens".

CLERK

cc: S. Jahue Moore, Jr., Esquire
John Calvin Bradley, Jr., Esquire

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The South Carolina Court of Appeals

Lydia Miller and Doris Knight, Plaintiffs,
Of Whom Lydia Miller is the Respondent,
v.

Willie Fields, Paula White, and The Refurbished Center
Inc., Defendants,

Of Whom Willie Fields is the Appellant.

Appellate Case No. 2014-001154

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SC Court of Appeals

ORDER

The time for serving and filing the appellant's initial reply brief and designation of matter is extended to June 12, 2015.

FOR THE COURT

BY

Joy A. Kitej
CLERK

Columbia, South Carolina

FILED

June 4, 2015 AS

cc:
Joshua Koger, Jr., Esquire
S. Jahue Moore, Jr., Esquire
John Calvin Bradley, Jr., Esquire