

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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AUG 17 2015

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Master-in-Equity
The Honorable Joseph M. Strickland

Appellate Case No. 2015-000367

Royals Portfolio, LLC, an assignee of Bank of America, N.A., formerly known as NationsBank, N.A., which is Successor in Merger to NCNB South Carolina, Respondent,

v.

Charlie Kelly and Dorothy Simpson,..... Appellants.

APPELLANTS' RETURN TO TRUSTEE'S MOTION TO STAY

Appellants respond to the Chapter 7 Trustee's Motion to Stay filed August 5, 2015. This appeal arises out of a foreclosure action involving property owned by Appellants. Appellant Dorothy Simpson filed for bankruptcy on May 1, 2015. Appellant Charlie Kelly is not in bankruptcy and is not represented by the Trustee. Appellants do not object to a stay of the appeal to provide time for the Trustee to review the bankruptcy case. *See Goodwin v. Landquest Dev., LLC*, Op. No. 5342 (S.C. Ct. App. filed Aug. 12, 2015) (Shearouse Adv. Sh. No. 31 at 136) (“[N]either our rules nor 11 U.S.C. § 362 require the dismissal of the action” due to a bankruptcy). Should the Court grant the Motion to Stay, Appellants request that the Court specify that the status of the appeal is preserved and set a time in which it will reinstate or revisit the status of the appeal.

August 12 2015

Respectfully Submitted,

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PROOF OF SERVICE

The undersigned hereby certifies that on August 12, 2015, the foregoing **APPELLANTS'**

RETURN TO TRUSTEE'S MOTION TO STAY was served on all counsel of record via First

Class U.S. Mail as follows:


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Chapter 7 Trustee for Dorothy M. Simpson's Estate

August 12, 2015


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