

# BARNES

LAW FIRM | LLC

Kathleen C. Barnes  
Admitted: Georgia | South Carolina

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AUG 18 2015  
SC Court of Appeals

August 14, 2015

The Honorable Jenny Abbott Kitchings  
Clerk of Court for the Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**Via U.S. Mail**

Re: *Royals Portfolio, LLC v. Charlie Kelly and Dorothy Simpson*  
Appellate Case No. 2015-000367

Dear Mrs. Kitchings:

This letter is a supplement to Appellants' Returns to the Respondent's Motion to Hold Appellate Timelines in Abeyance and Trustee's Motion to Stay. As the Court is aware, Appellant Dorothy Simpson filed for Bankruptcy after the filing of the Notice of Appeal in this case. On August 14, 2015, appellate counsel for Appellants received the enclosed Order Modifying the Automatic Stay entered by the United States Bankruptcy Court District of South Carolina in Ms. Simpson's bankruptcy case. The Order lifts the automatic stay as it relates to Appellants' foreclosure action and appeal. Therefore, the appeal may proceed, after any time the Court provides for the Trustee to review the case.

By copy of this letter, I am serving all counsel of record with a copy of the same. If you have any questions, please do not hesitate to contact me. Thank you.

Sincerely,



Kathleen C. Barnes

Enclosure

cc: Paul D. Harrill  
Robert F. Anderson  
Brian Boger (via email only)  
Phillip Curiale (via email only)

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF SOUTH CAROLINA

In re: )  
 )  
Dorothy M. Simpson, ) Chapter 7  
 ) Case No. 15-02401-hb  
 )  
 )  
\_\_\_\_\_  
Debtor. )

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ORDER MODIFYING THE AUTOMATIC STAY

The matter before the court is Royal Portfolio, LLC's ("Movant's") Motion for Relief from the Automatic Stay (the "Motion") filed on July 22, 2015 [Dkt. No. 36]. According to the Certificate of No Objection presented by the Movant, neither the Debtor, the trustee, or any other party in interest has filed an objection to the relief sought. It is therefore,

ORDERED, ADJUDGED, and DECREED that:

1. The automatic stay is hereby modified to allow Movant to (i) pursue its foreclosure action against the Debtor and Charlie Kelly filed in the Richland County Court of Common Pleas and assigned Case No. 2012-CP-40-07878 (the "Foreclosure Action") (ii) to the extent necessary, file any pleading and protect its interests in connection with any appeal filed related to the Foreclosure Action, and (iii) and exercise its state law remedies with respect to its collateral located at 2800 McCords Ferry Road, Eastover, South Carolina (the "Property");

2. Any funds realized from the disposition of the Collateral, in excess of all liens, costs, and expenses, will be paid to the trustee; and

3. Based upon the Debtor's and Trustee's failure to object to the Movant's request that the 14-day stay under Fed. R. Bankr. P. 4001(a)(3) be waived, this order is effective immediately.

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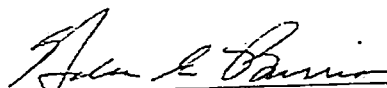
BARNES LAW FIRM, LLC

AND IT IS SO ORDERED.

FILED BY THE COURT  
08/12/2015



Entered: 08/12/2015

  
US Bankruptcy Judge  
District of South Carolina

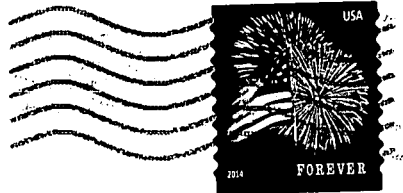
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