

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE BEAUFORT COUNTY
COURT OF COMMON PLEAS

HONORABLE MARVIN H. DUKES, III
MASTER IN EQUITY AND SPECIAL CIRCUIT COURT JUDGE

CASE NO.: 2010-CP-07-06274
2010-CP-07-06284

EFFIE SANDRA L. TURPIN, C.E. LOWTHER, JR.,
CLAYTON CLARK LOWTHER, and MITCHELL SAXON
LOWTHER, INDIVIDUALLY AND REPRESENTING AS
A CLASS OF BENEFICIARIES OF THE ESTATE OF
C. E. LOWTHER, SR.,

vs.

E. LEGRAND LOWTHER, INDIVIDUALLY AND AS
PERSONAL REPRESENTATIVE OF THE ESTATE OF
C.E. LOWTHER, SR., and MARK ALLEN LOWTHER, AS
PERSONAL REPRESENTATIVE OF THE ESTATE OF
C. E. LOWTHER SR.

OF WHOM E. LEGRAND LOWTHER IS

Respondents,

Appellant.

NOTICE OF MOTION AND MOTION FOR
EXTENSION OF TIME TO FILE RECORD ON APPEAL

The Appellant would respectfully request an extension of time within which to file the Record on Appeal. The Appellant is in need of a ten (10) day extension of time in which to file the Record on Appeal.

This motion is made upon the ground that an extension as requested would be in the best

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interest of justice, and would not prejudice the Respondents.

It is accordingly respectfully requested that the Appellant be granted a ten (10) day extension of time to file the Record on Appeal.

Respectfully submitted,

MOSS, KUHN & FLEMING, P.A.

By: 

H. Fred Kuhn, Jr.
1501 North Street
Post Office Drawer 507
Beaufort, South Carolina 29901
(803) 524-3373

August 30, 2012

ATTORNEYS FOR APPELLANT

CERTIFICATE OF SERVICE

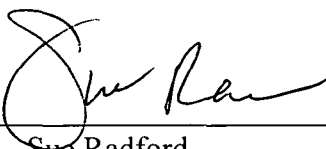
Undersigned certifies that the Notice of Motion and Motion for Extension of Time to File the Record on Appeal, to which this certificate is affixed, was served upon the party (s) to this action by hand delivery or by depositing a copy of same, enclosed in a first class, postpaid wrapper properly addressed to the attorney(s) of record:

R. Thayer Rivers, Jr., Esquire
Attorney at Law
Post Office Box 668
Ridgeland, South Carolina 29936

Harley D. Ruff, Esquire
Ruff & Ruff
17 Professional Village Circle
Beaufort, South Carolina 29907

in a post office or official depository under the exclusive care and custody of the United States Postal Service, on August 30, 2012.

By: _____



Sue Radford
Secretary for H. Fred Kuhn, Jr.

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LAW OFFICES

MOSS, KUHN & FLEMING, P.A.

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*ALSO MEMBER OF GA BAR

August 30, 2012

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Effie Sandra L. Turpin, C.E. Lowther, Jr., Clayton Clark Lowther, and Mitchell Saxon Lowther, individually and representing as a class of beneficiaries of the Estate of C. E. Lowther, Sr. v. E. Legrand Lowther, individually and as Personal Representative of the Estate of C. E. Lowther, Sr., and Mark Allen Lowther, as Personal Representative of the Estate of C. E. Lowther, Sr.
Case Nos: 2010-CP-07-06274 and 2010-CP-07-06284

Dear Mrs. Kitchings:

Enclosed please find the original and seven (7) copies of the Notice of Motion and Motion for Extension of Time to Record on Appeal regarding the above-referenced matter. Please file the same and return one (1) copy to me in the enclosed self-addressed stamped envelope. Also enclosed is my firm's check in the amount of \$25.00 for the filing of the same. By copy of this letter and the enclosure I am serving a copy of the same on all counsel of record.

With kindest regards, I am

Very truly yours,

~~MOSS, KUHN & FLEMING, P.A.~~

H. Fred Kuhn, Jr.

HFKjr:sr
Enclosures

cc: R. Thayer Rivers, Jr., Esquire (w/enclosure)
Harley D. Ruff, Esquire (w/enclosure)

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