STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM SPARTANBURG COUNTY CIRCUIT COURT

THE HONORABLE J. DERHAM COLE

RECEIVED
JAN 28 2016
SC Court of Appeals

TRIAL COURT CASE NO. 2009-CP-42-00781

APPELLATE CASE NO. 2013-002439

Ray Long and Mary Long.....Appellants

vs.

Tuck and Howell, Inc.....Respondent

Records in Response to Letter Regarding Motion to Dismiss

January 28, 2016

Ray and Mary Long
131 Taylor Road
Greer, SC 29651
(864)877-7039
Appellants

Mr. James P. Walsh, Esquire
P.O. Box 6728
Greenville, SC 29606
(864)232-4400
Attorney for the Respondent

January 28, 2016

The South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211
Attn: Ms. Jenny Abbot Kitchings, Clerk

Re: Ray and Mary Long vs. Tuck and Howell, Inc.
Appellate Case No. 2013-002439

Dear Ms. Kitchings,

We have been in another medical emergency for the past several weeks. Ray was in the hospital the week before Christmas with atrial fibrillation, hypotension/shock PAF/CAD and a lung infection. He also now has the shingles. The doctor said that the situation we are in and the stress we are under is what caused the shingles.

I had to stay with Ray at the hospital day and night. We are both very depressed and are having very bad nerve problems from all that we are going through.

I wasn't able to get very much sleep or rest at the hospital and it has pulled me down badly. I still can't sleep very much because of everything that I have on my mind. This stress and not being able to sleep or rest has caused my Eustachian tube dysfunction and the chronic pharyngitis to get worse. I am having a lot of pain, choking, having hoarseness, shortness of breath, throat pain and sinus pain on top of the other health problems.

I was in the process of reading over all of our records trying to prepare to get another attorney to help us with the appeal when Ray had this additional medical emergency.

We have been too sick to take care of our legal problems. We can't help it that we are having all of these health problems and have been too sick to take care of our legal problems.

We did not have a trial the first time because Attorneys James Walsh, John Harjehousen, Bill Bannister and Judge Cole dropped our lawsuit against Tuck & Howell and The Trane Company behind our backs and without our consent and made the lawsuit only against the warranty on the heat pump system. We did not actually have a trial.

Due to our many health problems beyond our control, we respectfully ask the court to please allow us six more weeks to get an attorney to help us file our appeal. We respectfully ask the court to please not give up on us. Please do not drop our appeal.

Very truly yours,

Mrs. Mary Long

Mrs. Mary Long

Aaron Ray Long

Ray Long

Appellants

Enclosures

cc: James P. Walsh, Esquire

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Tuck & Howell. Inc.,.....Respondant

Proof of Service By Mail

The undersigned certifies that a true copy of the "Records to Response to Letter Regarding Motion to Dismiss" was mailed this 28th day of January, 2016, postage prepaid to:

James P. Walsh, Esquire
P. O. Box 6728
Greenville, SC 29606

Ray Long
Ray Long, Appellant

Mrs. Mary Long
Mrs. Mary Long, Appellant

131 Taylor Road
Greer, SC 29651
Phone (864) 877-7039

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Jenny Abbott Kitchings, Clerk
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