

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

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SC Court of Appeals

APPEAL FROM YORK COUNTY

Court of Common Pleas

Daniel D. Hall, Circuit Court Judge

S. Jackson Kimball, Special Circuit Court Judge

Case No. 2015-CP-46-002460

Morningstar Fellowship Church,

Appellant/Respondent

v.

York County, South Carolina,

Respondent/Appellant

APPELLANT/RESPONDENT'S RETURN TO
RESPONDENT/APPELLANT'S MOTION TO FILE
INITIAL APPEAL BRIEF OUT OF TIME AND FOR EXTENSION OF DEADLINES
TO FILE RESPONDENT'S INITIAL BRIEFS

March 3, 2016

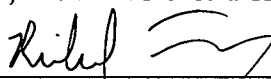
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(704) 372-9870
Attorney for Appellant/Respondent

Pursuant to Rule 240(e), SCACR (2015), Appellant/Respondent Morningstar Fellowship Church (“Morningstar”) respectfully responds to Respondent/Appellant York Count’s Motion to File Initial Appeal Brief Out of Time and for Extension of Deadlines to File Respondent’s Initial briefs (the “Motion”). Morningstar objects to the Motion and does not consent to the relief requested in the Motion

For the foregoing reasons, Respondent/Appellant’s Motion should be denied.

Dated: March 3, 2016
Charlotte, North Carolina

JAMES, McELROY & DIEHL, P.A.

By: 
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PROOF OF SERVICE

I, Richard B. Fennell, certify that I have this day served Appellant/Respondent's Return to Respondent/Appellant's Motion to File Initial Brief Out of Time and for Extension of Deadlines to File Respondent's Initial Briefs upon the Respondent/Appellant by depositing a copy in the United States Mail, postage prepaid, addressed to their attorneys of record, Daniel J. Ballou, Morton & Gettys, LLC, P.O. Box 707, Rock Hill, SC 29731 and W. Keith Martens, Hamilton Martens, LLC, P.O. Box 10940, Rock Hill, SC 29731.

March 3, 2016

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SC Court of Appeals

Via Federal Express Priority:

Attn: Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Morningstar vs. York County, South Carolina
Case No. 2015-CP-46-002460

Dear Sir or Madam:

Enclosed for filing please find one original and three copies of Appellant/Respondent's Return to Respondent/Appellant's Motion to File Initial Appeal Brief Out of Time and for Extension of Deadlines to File Respondent's Initial Briefs in the above-referenced matter.

Thank you for your assistance, and please do not hesitate to contact me with any questions.

Sincerely,

Jennifer M. Houti

JMH/amb
Enclosures