

# The South Carolina Court of Appeals

In Re: The Estate of James Brown a/k/a James Joseph  
Brown

Tommie Rae Brown, Respondent,

v.

David C. Sojourner, Jr., in his capacity as Limited  
Special Administrator and Limited Special Trustee,  
Deanna Brown-Thomas, Yamma Brown, Venisha  
Brown, Larry Brown, Terry Brown, and Daryl Brown,  
Respondents below,

Of whom David C. Sojourner, Jr., in his capacity as  
Limited Special Administrator and Limited Special  
Trustee, Deanna Brown-Thomas, Yamma Brown,  
Venisha Brown, Terry Brown, Michael Deon Brown and  
Daryl Brown are the Appellants.

Appellate Case No. 2015-002417

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## ORDER

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Respondent's motion to strike is granted to the extent that all references to the contents of Respondent's diaries shall be excluded from the briefs because the parties agree that contents of the diaries were not presented or proffered to the circuit court. Because the initial briefs filed by Terry Brown and Deanna Brown-Thomas, Yamma Brown, and Venisha Brown contain references to the contents of the diaries, we strike the briefs and order these Appellants to serve and file amended initial briefs within twenty days of this order that exclude any references to the contents of the diaries. We clarify that this order does not strike any references to the diaries that were made to the lower court. Furthermore, the motion to strike is denied as to the initial brief of David C. Sojourner, Jr.

Respondent has also filed a motion to exceed the page limits for her initial brief. We have reviewed the motion and the Appellants' initial briefs and agree that an order allowing Respondent to exceed the page limit is warranted. However, because the issues raised in the Appellants' briefs are similar, we deny the request to exceed the page limit by fifty pages. Instead, we grant the motion to the extent that Respondent may serve and file a brief not to exceed seventy-five pages.

FOR THE COURT

Columbia, South Carolina

cc:

Robert N. Rosen, Esquire  
Corey Ty Landon Smith, Esquire  
S. Alan Medlin, Esquire  
Thomas Heyward Carter, Jr., Esquire  
Andrew W. Chandler, Esquire  
M. Jean Lee, Esquire  
David Lawrence Michel, Esquire  
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Amber B. Carter, Esquire  
John Fisher Beach, Esquire  
Lyndey Ritz Zwingelberg, Esquire  
John Andrew Donsbach, Sr., Esquire  
Matthew Day Bodman, Esquire  
David B. Bell, Esquire  
Marc Toberoff, Esquire

**FILED**

August 19, 2016