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**RECEIVED**

DEC 16 2016

November 29<sup>th</sup>, 2016

S.C. SUPREME COURT

**VIA HAND-DELIVERY**

Ms. V. Claire Allen  
Deputy Clerk of Court  
The South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

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NOV 29 2016

SC Court of Appeals

Re: *In the Matter of the Estate of Marion M. Kay*  
Edward D. Sullivan, as Personal Representative of  
the Estate of Marion M. Kay, Appellant-Respondent v.  
Martha Brown and Mary Moses, Respondents-Appellants.  
Laurens Co. Circuit Court Appeals File No. 2012-CP-30-258  
Laurens Co. Probate Court File No. 2007-ES-30-208  
SC Court of Appeals Tracking No. 2013-002319

Dear Ms. Allen:

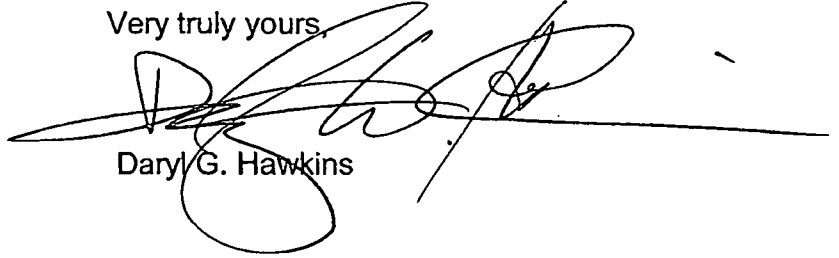
As discussed last week, we've noted a few factual errors in the Court's substituted opinion. In the first paragraph, 6<sup>th</sup> line, the Court incorrectly notes that the Respondents are "Kay's sisters." Respondents are in fact cousins although it is unclear that that familial relationship is in the record. Also, in footnote 3, the Court incorrectly writes, "Kay, Brown and Moses were W.H. Milam's daughters." Ms. Kay's father was A.B. Milam. See ROA, page 568. We respectfully request that these errors be corrected by deleting "Kay's sisters" and deleting "Kay" from footnote 3. Respondents' counsel has indicated his clients consent to these changes.

Also, at the bottom of the fourth page the Court notes "Appellant's total draws from the Estate on the date of the hearing amounted to \$157,179, or 18.3% of the Estate's value." This is incorrect. The total draws were \$93,775. See ROA, page 7, item a. The total value of the Estate was approximately \$513,000. See ROA, page 9, paragraph 10. Also, the incorrect sentence is inconsistent with Section I, Part 1, paragraph 4 of the opinion, in which the Court notes "he requested \$93,775 for commissions already paid . . ." By making this change, the sentence would then be

mathematically correct since \$93,775 is 18.3 % of \$513,000. We respectfully request that this error be corrected by changing "\$157,179" to "\$93,775."

If you have any questions, please do not hesitate to call. Thank you for your consideration.

Very truly yours,

A handwritten signature in black ink, appearing to read 'Daryl G. Hawkins', is written over a horizontal line. The signature is stylized and somewhat illegible due to its cursive nature.

Daryl G. Hawkins

cc: John R. Ferguson