

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Appeal from Lee County
S. Bryan Doby, Master-In-Equity

MAR 29 2017

SC Court of Appeals

Lower Case No. 2009-CP-31-131

United States of America, acting through the
Farmers Home Administration, United States
Department of Agriculture,

Plaintiff/Respondent,

v.

Maxie Lee Thomas, Jr. a/k/a Maxie Lee Thomas,
deceased, and all other heirs at law and/or distributes
of Maxie Lee Thomas, Jr. a/k/a Maxie Lee Thomas,
deceased, his heirs, personal representatives,
executors, administrators, successors and assigns,
and any spouses if any he has, and all persons entitled
to claim under or through him or any of them; all
persons unknown claiming any right, title, estate,
interest in or lien upon the real estate described in the
Complaint herein, any and all persons who may be in
the military service of the United States of America,
being a class designated as John Doe; and any
unknown minors or persons under a disability being
a class designated as Richard Roe, Laura Ann Toney,
and Brittany Nicole Thomas,

Defendants,

Of whom Laura Ann Toney is the Appellant.

APPELLATE CASE NO. 2016-002261

MOTION FOR EXTENSION OF TIME TO
FILE A RETURN TO MOTION FOR LEAVE OF COURT
AND MOTION TO DISMISS

From the records of the Clerk of Court for the South Carolina Court of Appeals ("Clerk"),
it appears that Appellant Laura Ann Toney ("Appellant") attempted to mail a Motion for Leave of

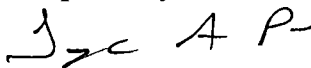
Court (“Motion”) and Certificate of Service (“Certificate”) to counsel for Respondent on March 11, 2017. A copy of the Motion and Certificate are attached hereto as **Exhibit A**. The Motion and Certificate were marked “Received” by the Clerk on March 14, 2017. However, the copy of the Motion and Certificate intended for counsel for Respondent was sent to his prior office address as shown on the Affidavit of Taylor A. Peace, Esq. attached hereto as **Exhibit B**. Counsel for Respondent first received notice of the Motion and Certificate on March 27, 2017 after monitoring the South Carolina Appellate Case Management system (“C-Track”). (See **Exhibit B**.) Counsel for Respondent is informed and believes that the Motion was uploaded to C-Track on March 27, 2017. (See **Exhibit B**.) As a result, Appellant’s attempt to serve the Motion and Certificate on counsel for Respondent was faulty as he did not receive notice of same until March 27, 2017.

Additionally, Respondent respectfully draws the Court’s attention to Appellant’s failure to file her Initial Brief and Designation of Matter to be Included in the Record on Appeal within the time limits set forth Rule 208(a)(1), SCACR and Rule 209(a), SCACR, despite being granted a thirty (30) day extension of time to file same. Appellant was granted the extension of time pursuant to the Order filed February 9, 2017, a copy of which is attached hereto as **Exhibit C**. The undersigned counsel for Respondent has not received Appellant’s Initial Brief or her Designation of Matter to be Included in the Record on Appeal, and they have not been uploaded to C-Track. (See **Exhibit B**.) The Respondent is informed and believes that the filing of the Motion is an attempt by Appellant to stay the deadlines set forth in the Order and to delay the dismissal of her appeal.

Based on the above, Respondent respectfully requests that the present appeal be dismissed pursuant to Rule 208(a)(4), SCACR, and Rule 260(a), SCACR, or, in the alternative, that counsel for Respondent be allowed to file a return to the Motion ten (10) days from March 27, 2017, or

April 6, 2017. Respondent also respectfully requests that the time limits for filing the initial brief of respondent and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Taylor A. Peace (S.C. Bar No. 100206)
HARRELL, MARTIN, & PEACE, P.A.
P.O. Box 1000
Chapin, South Carolina 29036
(803) 345-3353

*Attorneys for Respondent, United States of
America, acting through the Farmers Home
Administration, United States Department
of Agriculture*

82760

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM LEE COUNTY
COURT OF COMMON PLEAS**

S. Bryan Doby, Master-In-Equity

Case No. 2009-31-0131

RECEIVED

MAR 14 2017

SC Court of Appeals

MAXIE LEE THOMAS, JR. AKA
MAXIE LEE THOMAS, DECEASED, and all
Other heirs at law and/or distributes of Maxie
Lee Thomas, Jr., a/k/a Maxie Lee Thomas, deceased
His heirs, personal representatives, executors,
Administrators, successors and assigns, and
Any spouses if any he has, and all persons
Entitled to claim under or through him or any
Right, title, estate, interest in or lien upon the
Real estate described in the Complaint
Herein; also any persons who may be in the
Military service of the United States of
America, being a class designated as John
Doe; and any unknown minors or persons
Under a disability being a class designated as
Richard Roe, Laura Ann Toney, and
Brittany Nicole Thomas.

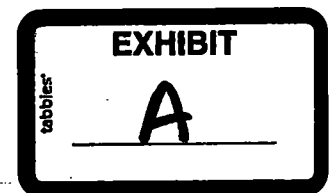
Appellants,

vs.

United States of America, Acting
through the Farmers Home
Administration, United States
Department of Agriculture

Respondents.

MOTION FOR LEAVE OF COURT



Pursuant to Rule 240, the Appellant respectfully requests Leave of Court for the following:

1. There is still a Motion 60(b)(3) that was filed October 17, 2016, that has not been addressed by the Court. Also, this action is violation of an Order filed by Chief Justice Toal **2015-09-10-01**.
2. This Motion concerns forgery and fraud on the court by the Respondents.

According to Rule 60 (b):

(b) GROUND FOR RELIEF FROM A FINAL JUDGMENT, ORDER, OR PROCEEDING. On motion and just terms, the court may relieve a party or its legal representative from a final judgment, order, or proceeding for the following reasons:

- (1) mistake, inadvertence, surprise, or excusable neglect;
- (2) newly discovered evidence that, with reasonable diligence, could not have been discovered in time to move for a new trial under Rule 59(b);
- (3) fraud (whether previously called intrinsic or extrinsic), misrepresentation, or misconduct by an opposing party;
- (4) the judgment is void;
- (5) the judgment has been satisfied, released, or discharged; it is based on an earlier judgment that has been reversed or vacated; or applying it prospectively is no longer equitable; or
- (6) any other reason that justifies relief.

(c) TIMING AND EFFECT OF THE MOTION.

(1) Timing. A motion under Rule 60(b) must be made within a reasonable time—and for reasons (1), (2), and (3) no more than a year after the entry of the judgment or order or the date of the proceeding.

(2) Effect on Finality. The motion does not affect the judgment's finality or suspend its operation.

(d) OTHER POWERS TO GRANT RELIEF. This rule does not limit a court's power to:

(1) entertain an independent action to relieve a party from a judgment, order, or proceeding;

(2) grant relief under 28 U.S.C. §1655 to a defendant who was not personally notified of the action; or

(3) set aside a judgment for fraud on the court.

3. The Appellant has retained an expert in this area and the preliminary results proved that documents were forged.

4. The attorney, Mr. Paul Fata, has a conflict in this case and was reprimanded by the Commission on Lawyer Conduct, but continued representation of the Respondents in the Foreclosure Sale.

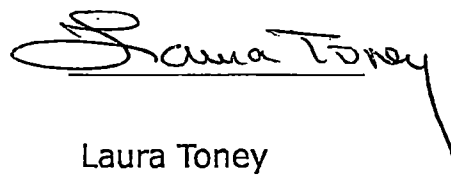
For the above reasons, the Appellant is respectfully requesting Leave of Court to address this Motion 60(b)(3) and other causes of actions.

March 11, 2017

CC: Judge S. Bryan Doby

Mr. Paul Fata

Tyler, Peace, Cassell and Silver

A handwritten signature in cursive script that reads "Laura Toney". The signature is written in black ink and is positioned above the printed name.

Laura Toney

2015-09-10-01

The Supreme Court of South Carolina

Re: Civil Motions Pilot Program

ORDER

Pursuant to the provisions of S.C. Const. Art. V, §4, I find that the expeditious resolution of motions in the Court of Common Pleas would contribute greatly to the timely disposition of pending cases. I also find that due to time and personnel constraints faced by the Judicial Department, administrative action is necessary to ensure that motions are determined as efficiently as possible.

I further find that the Common Pleas Docket Management Task Force has requested that the Supreme Court of South Carolina create a pilot program requiring that parties file and serve supporting authority together with written motions and authorizing the resolution of motions in civil actions without a hearing. Accordingly, a pilot program in the Third and Fifteenth Judicial Circuits is established and the procedures outlined herein are adopted and applicable to all motions filed on or after October 1, 2015.

1. A written motion shall be filed and served with a supporting memorandum of law. A supporting memorandum of law is not required if a full explanation of the motion is contained within the motion and a memorandum would serve no useful purpose. Affidavits and other materials supportive of the motion shall be filed and served with the motion. In the case of motions to compel discovery, the relevant discovery requests and responses, if any, shall be filed and served as supporting documentation. These requirements shall not apply to motions made during the course of a trial unless required by the court.
2. Except as provided in Rule 59(c), an opposing memorandum of law shall be filed and served not later than 30 days after service of the initial motion. Affidavits and other supporting materials shall be attached.
3. The moving party may file and serve a reply memorandum of law not later than 10 days after service of the opposing memorandum, materials, or affidavits. Affidavits and other supporting material shall be attached to the reply. Reply briefs and affidavits are discretionary, but encouraged.
4. The court may extend or expedite the briefing schedule in its discretion. The time periods contained in this order may be extended by agreement of the parties if the total

time for briefing does not exceed 75 days from the date the initial motion is served. If a party seeks to extend the total briefing period beyond 75 days, the party shall request an extension in writing from the court, and may do so with or without consent of the opposing party. Extensions shall be granted only for good cause shown.

5. Unless an exception is granted by the court, no initial or opposing memorandum shall exceed 35 double-spaced pages or 15 double-spaced pages in the case of any reply.

This page limitation is exclusive of affidavits and other supporting documentation.

Parties shall refer to specific page numbers in citing to affidavits, exhibits, or other written materials provided in support of legal or factual positions. A party may not file a deposition or other transcript without specific reference in writing to the line and page numbers supportive of the particular points at issue in the motion or memoranda.

6. After the submission of all timely filed briefs, the trial court may grant oral argument in its discretion or may rule without further notice on the written filings without scheduling oral argument. Oral argument shall be held on all dispositive motions unless the parties agree that no such argument is necessary. Motions pursuant to Rule 59(e) may be decided on briefs without a hearing.

I further find that, in some circuits, motions have been pending for more than 6 months, and sometimes up to a year. The reason for this delay, in most instances, is that it has become the practice in the civil courts of this State to conduct a hearing before a motion is determined. Limited terms of court are available for disposition of motions and such hearings are often time-consuming, expensive, and unnecessary. This burdens the civil court system and delays justice to litigants.

IT IS HEREBY ORDERED that all Circuit Court Judges and Masters in Equity in the pilot circuits reduce the number of motions pending on the civil dockets. Within 15 days of the date of this Order, the Clerks of Court in the Third and Fifteenth Judicial circuits shall provide the designated Chief Administrative Judges a list of motions that are currently pending. The list shall contain the title of the motion, the type of case, the date the motion was filed, and the names of the attorneys or self-represented litigants of record. The Chief Administrative Judge and the Judges assigned to the civil terms of court in the pilot circuits shall work with the Clerks of Court to dispose of pending motions and to thereafter resolve newly-filed motions, with memoranda and supporting materials if desired within 90 days of this order, unless the trial court has already scheduled a hearing on the motion. This rule is not intended to delay the disposition of any motions already scheduled for a hearing.

IT IS FURTHER ORDERED that as jury and nonjury cases settle during any term of court, and during chambers weeks, the Clerks of Court in the Third and Fifteenth Judicial Circuits shall provide judges assigned to the circuit with motions and any accompanying memoranda or other support for resolution without a hearing subject to the provisions of Paragraph 6 above. Special emphasis may be placed on the oldest pending motions, emergency or

injunctive motions, or on motions affecting upcoming trials.

IT IS FURTHER ORDERED that all motions filed on or after October 1, 2015, be disposed of within 90 days of the date of filing, absent extraordinary circumstances. The Clerks of Court in the pilot counties shall submit reports to the Supreme Court every three months, beginning three months after the date of this Order. The report shall contain the status of all pending motions, including the number pending, the date filed, and if requested by the Chief Justice or Court Administration, the reason any motion pending over 90 days has not been decided.

This order is effective immediately and shall remain in effect until amended or revoked by subsequent Order of the Chief Justice or the Supreme Court.

IT IS SO ORDERED.

s/Jean H. Toal
Jean H. Toal
Chief Justice of South Carolina

Columbia, South Carolina
September 10, 2015

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM LEE COUNTY
COURT OF COMMON PLEAS**

S. Bryan Doby, Master-In-Equity

Case No. 2009-31-0131

MAXIE LEE THOMAS, JR. AKA
MAXIE LEE THOMAS, DECEASED, and all
Other heirs at law and/or distributes of Maxie
Lee Thomas, Jr., a/k/a Maxie Lee Thomas, deceased
His heirs, personal representatives, executors,
Administrators, successors and assigns, and
Any spouses if any he has, and all persons
Entitled to claim under or through him or any
Right, title, estate, interest in or lien upon the
Real estate described in the Complaint
Herein; also any persons who may be in the
Military service of the United States of
America, being a class designated as John
Doe; and any unknown minors or persons
Under a disability being a class designated as
Richard Roe, Laura Ann Toney, and
Brittany Nicole Thomas.

Appellants,

vs.

United States of America ,Acting
through the Farmers Home
Administration, United States
Department of Agriculture

Respondents.

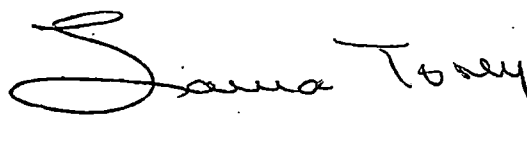
CERTIFICATE OF SERVICE

The Appellant, Laura Toney, certifies that a copy of the Motion For Leave was mailed to the Respondents via United States Postal Service on March 11, 2017, addressed as follows:

Stuckey, Fata, & Segars, LLC
P.O. Box 568
Bishopville, SC 29010

The Honorable Bryan Doby
P.O. Box 106
Bishopville, SC 29010

Tyler, Cassell, Jackson, Peace & Silver L.L.P.
P.O. Box 11656
Columbia, SC 29211-1656

A handwritten signature in black ink that reads "Laura Toney". The signature is written in a cursive style with a large initial "L" and a long, sweeping underline.

March 11, 2017

P.O. Box 722
Bishopville, SC 29010

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED

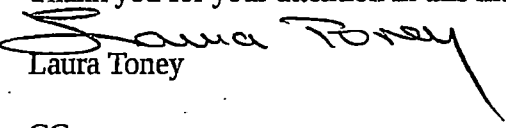
MAR 14 2017

SC Court of Appeals

Dear Sir or Madam:

Please see enclosed (1) original copy and (6) copies of the Motion For Leave. Also, I have enclosed the filing fee of \$25.00.

Thank you for your attention in this matter.


Laura Toney

CC:
Tyler, Cassell, Jackson, Peace & Silver L.L.P.
P.O. Box 11656
Columbia, SC 29211-1656

The Honorable Bryan Doby
P.O. Box 106
Bishopville, SC 29010-0106

Stuckey, Fata, & Segars, LLC
P.O. Box 568
Bishopville, SC 29010

P.O. Box 722
Bishopville, SC 29010

P

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2 lb PM Zone 1



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CommercialPlusPrice

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PRIORITY MAIL 1-DAY

LAURA TONEY
PO BOX 722
Bishopville SC 29010

0024

South Carolina Court of Appeals
Clerk of Court
P.O. Box 11629
Columbia, SC 29211

RECEIVED

MAR 14 2017

SC Court of Appeals

SHIP TO:
SOUTH CAROLINA CT OF APPEALS
CLERK OF COURT
PO BOX 11629
COLUMBIA SC 29211-1611

USPS TRACKING #



**IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

**APPEAL FROM LEE COUNTY
S. Bryan Doby, Master-In-Equity**

Lower Case No. 2009-CP-31-131

United States of America, acting through the
Farmers Home Administration, United States
Department of Agriculture..... Plaintiff/Respondent

v.

Maxie Lee Thomas, Jr. a/k/a Maxie Lee
Thomas, deceased, and all other heirs at law
and/or distributees of Maxie Lee Thomas, Jr.
a/k/a Maxie Lee Thomas, deceased, his
heirs, personal representatives, executors,
administrators, successors and assigns, and
any spouses if any he has, and all persons
entitled to claim under or through him or
any of them; all persons unknown claiming
any right, title, estate, interest in or lien upon
the real estate described in the Complaint
herein, any and all persons who may be in
the military service of the United States of
America, being a class designated as John
Doe; and any unknown minors or persons
under a disability being a class designated as
Richard Roe, Laura Ann Toney, and
Brittany Nicole Thomas.....Defendants

Of Whom Laura Ann Toney is..... Appellant

APPELLATE CASE NO. 2016-002261

AFFIDAVIT OF TAYLOR A. PEACE, ESQUIRE

PERSONALLY APPEARED before me Taylor A. Peace, Esquire who upon being duly
sworn, deposes and states as follows:

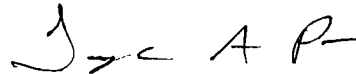


1. I am over the age of eighteen and have personal knowledge of the facts contained herein.
2. I am a lawyer who practiced with the law firm Tyler, Jackson, Peace & Silver, LLC up until December 31, 2016.
3. The law firm of Tyler, Jackson, Peace & Silver, LLC wound up its business and dissolved effective January 1, 2017. Also, Tyler, Jackson, Peace & Silver, LLC's post office box has been closed since approximately February 15, 2017.
4. Since January 1, 2017, I have been practicing law with the firm of Harrell, Martin, & Peace, P.A., and my contact information was updated with the South Carolina Bar and the South Carolina Judicial Department soon thereafter.
5. Since moving law firms, I have been monitoring this case by using the South Carolina Appellate Case Management system ("C-Track") daily, or every other day, to determine whether and/or if Appellant Laura Ann Toney ("Appellant") made any filings in this matter or if the Court had dismissed her appeal as the result of her failure comply with the South Carolina Appellate Court Rules.
6. On March 27, 2017, I checked C-Track and discovered that Appellant filed a Motion for Leave of Court ("Motion") and Certificate of Service ("Certificate") that was marked "Received" by the Clerk of Court's Office on March 14, 2017. I also discovered that the Certificate indicated that the Motion was sent to the post office box of Tyler, Jackson, Peace & Silver, LLC on March 11, 2017. A copy of a printout from the C-Track system ("C-Track Printout") is attached hereto as **Exhibit 1**.
7. I am informed and believe that the Motion and Certificate were uploaded to C-Track on March 27, 2017
8. I have not received a copy of the Motion and Certificate nor has one been forwarded to me by the U.S. Postal Service or Appellant.

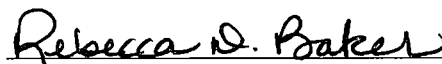
9. Prior to March 27, 2017, I had not received any notice of the Motion or Certificate or their filing.
10. Additionally, the C-Track Printout shows that Appellant has not filed her Initial Brief or her Designation of Matter To Be Included In the Record On Appeal as required by Rule 208(a), SCACR and Rule 209(a), SCACR nor have I received a copy of same.
11. She has also failed to comply with the Order that gave her until February 21, 2017 to file same.
12. The undersigned is informed and believes Appellant has filed the Motion for no other reason than to delay the dismissal of the present appeal and to distract the Court from doing same.

FURTHER AFFIANT SAYETH NOT.

March 28, 2017
Chapin, South Carolina


Taylor A. Peace, SC Bar # 100206
Harrell, Martin, & Peace, P.A.
135 Columbia Avenue
P.O. Box 1000
Chapin, South Carolina 29036
Attorneys for Respondent United States of America, acting through the Farmers Home Administration, United States Department of Agriculture

SWORN before me this 28th
Day of March, 2017

 (L.S.)
Notary Public for South Carolina
My Commission Expires: 8-19-18

South Carolina Appellate Case Management System

CLERK'S OFFICE
SUPREME COURT
COURT OF APPEALS

C-Track, the browser based CMS for Appellate Courts

Appellate Case No. ...

Cases

Case Search

Participant Search

Disclaimer: The information and documents available here should not be relied upon as an official record of action. Only filed documents can be viewed. Some documents received in a case may not be available for viewing. Some documents originating from a lower court, including records and appendices, may not be available for viewing.

Case Information: 2016-002261

Court:	Court of Appeals	Classification:	Appeal - Common Pleas - Other
Short Title:	USA v. Maxie Lee Thomas (Laura Toney) 2 View Full Title	Case Status:	Initial Briefing
Consolidated:			
Filed Date:	11/08/2016	Oral Argument Date:	
Disposition Date:		Disposition Type:	
Remittitur Date:			
Lower Court or Tribunal:	Lee (2009CP3100131)		

- Party Information

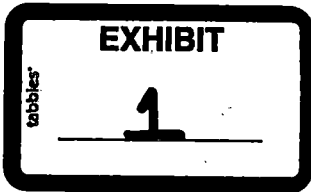
Appellate Role	Party Name	Former	Attorney(s)
Appellant	Laura Toney	N	Self Represented
Respondent	United States of America, acting through the Farmers Home Administration, United States Department of Agriculture	N	Taylor Anthony Peace

Views

Display:

Event Information

Filed Date	Event Information	Doc
03/14/2017	Motion - Leave to File Motion in Lower Court	
03/14/2017	Motion - Other Motion filed by Appellant	
02/09/2017	Non-Dispositional Decision - Extension Granted for appellant's initial brief	
02/08/2017	Motion - Extension of Time (1st) for appellant's initial brief	
12/28/2016	Transcript Documents - Transcript Delivered - Direct Appeal	
11/15/2016	Transcript Documents - Transcript Ordered	
11/09/2016	Correspondence - Outgoing notice of appeal initial letter	
11/08/2016	Notice of Appeal (Civil) - Initial	



The South Carolina Court of Appeals

United States of America, acting through the Farmers
Home Administration, United States Department of
Agriculture, Respondent,

v.

Maxie Lee Thomas, Jr. a/k/a Maxie Lee Thomas,
deceased, and all other heirs at law and/or distributees of
Maxie Lee Thomas, Jr. a/k/a Maxie Lee Thomas,
deceased, his heirs, personal representatives, executors,
administrators, successors and assigns, and any spouses if
any he has, and all persons entitled to claim under or
through him or any of them; all persons' unknown
claiming any right, title, estate, interest in or lien upon
the real estate described in the Complaint herein; also any
persons who may be in the military service of the United
States of America, being a class designated as John Doe;
and any unknown minors or persons under a disability
being a class designated as Richard Roe; Laura Ann
Toney; and Brittany Nichol Thomas, Defendants,

Of whom Laura Ann Toney is the Appellant.

Appellate Case No. 2016-002261

The Honorable Stephen Bryan Doby
Lee County
Trial Court Case No. 2009CP3100131

ORDER

The time for serving and filing the appellant's initial brief and designation of matter
is hereby extended until February 21, 2017.

EXHIBIT

tabbies

C

FOR THE COURT

BY

Jay A. Kitchin
CLERK

Columbia, South Carolina

cc:

Laura Toney

Taylor Anthony Peace, Esquire

FILED

February 9, 2017

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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MAR 29 2017

SC Court of Appeals

Appeal from Lee County
S. Bryan Doby, Master-In-Equity

Lower Case No. 2009-CP-31-131

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Department of Agriculture,

Plaintiff/Respondent,

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Maxie Lee Thomas, Jr. a/k/a Maxie Lee Thomas,
deceased, and all other heirs at law and/or distributes
of Maxie Lee Thomas, Jr. a/k/a Maxie Lee Thomas,
deceased, his heirs, personal representatives,
executors, administrators, successors and assigns,
and any spouses if any he has, and all persons entitled
to claim under or through him or any of them; all
persons unknown claiming any right, title, estate,
interest in or lien upon the real estate described in the
Complaint herein, any and all persons who may be in
the military service of the United States of America,
being a class designated as John Doe; and any
unknown minors or persons under a disability being
a class designated as Richard Roe, Laura Ann Toney,
and Brittany Nicole Thomas,

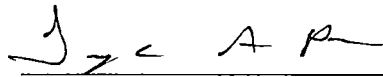
Defendants,

Of whom Laura Ann Toney is the Appellant.

APPELLATE CASE NO. 2016-002261

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion for Extension of Time to File a Return to Motion for Leave of Court and Motion to Dismiss in the above referenced case has been served upon Laura Ann Toney, *pro se* Appellant, at Post Office Box 722, Bishopville, South Carolina 29010, on this 27th day of March, 2017.



Taylor A. Peace (S.C. Bar No. 100206)
HARRELL, MARTIN, & PEACE, P.A.
P.O. Box 1000
Chapin, South Carolina 29036
(803) 345-3353

*Attorneys for Respondent, United States of
America, acting through the Farmers Home
Administration, United States Department
of Agriculture*

SUBSCRIBED AND SWORN TO
before me this 28th day of March, 2017.

Rebecca D. Baker
Notary Public for South Carolina
My Commission Expires: 8-19-18.

HARRELL, MARTIN & PEACE, P.A.

ATTORNEYS AND COUNSELORS AT LAW

135 Columbia Avenue
Post Office Box 1000
Chapin, South Carolina 29036
TELEPHONE 803-345-3353
FAX 803-345-9171
harrellmartin.com

L.K. "Trey" Harrell, III
Jeremy C. Martin
M. Alan Peace **
Jennifer Dowd Nichols
Brent M. Takach
Taylor A. Peace

Robert W. Dibble, Jr. *
William Jennings (Bill) Buchanan *
Donald W. Tyler *
Thomas B. Jackson, III *

March 28, 2017

*Of Counsel

**Certified Mediator/Arbitrator

VIA HAND DELIVERY

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RECEIVED

MAR 29 2017

SC Court of Appeals

RE: United States of America, acting through the Farmers Home Administration,
United States Department of Agriculture v. Maxie Lee Thomas, Jr., et al.
Of Whom Laura Ann Toney is the Appellant.
Appellate Case No.: 2016-002261
Our File No.: 2518.23031/DWT

Dear Ms. Kitchings:

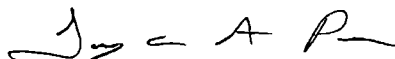
Our law firm represents the Respondent, United States of America, acting through the Farmers Home Administration (United States Department of Agriculture), in the above referenced matter. Enclosed please find an original and seven (7) copies of our Motion for Extension of Time to File Initial Brief of Respondent and Designation of Matter. Also enclosed is our firm's check in the amount of \$25.00 for the filing fee. Please file the original and return a clocked copy to me in the self-addressed envelope provided.

By copy of this letter, I am serving Laura Ann Toney, *pro se* Appellant, with a copy of the same.

Thank you for your assistance with this matter.

Sincerely,

HARRELL, MARTIN, & PEACE, P.A.



Taylor A. Peace, Esquire

TAP/rdb

Enclosures

cc: Laura Ann Toney

↓