

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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Appellate Case No. 2016-002337

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**RECEIVED**  
JUN 09 2017  
S.C. SUPREME COURT

In the Matter of the Estate of Marion M. Kay

Edward D. Sullivan, as Personal Representative  
of the Estate of Marion M. Kay ..... Petitioner/Respondent,

v.

Martha Brown and Mary Moses ..... Respondents/Petitioners

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**PETITIONER/RESPONDENT'S MOTION  
TO FILE RETURN TO MOTION OUT OF TIME**

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Daryl G. Hawkins  
Law Office of Daryl G. Hawkins, LLC  
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(803) 733-3531

*Attorneys for Petitioner/Respondent*

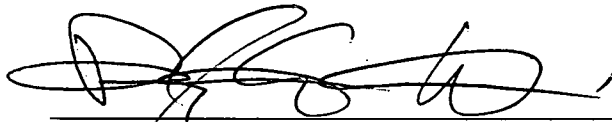
**TO: THE HONORABLE JUSTICES OF THE SOUTH CAROLINA SOUTH CAROLINA:**

Pursuant to Rule 240(d), SCACR Petitioner/Respondent Edward D. Sullivan, as Personal Representative of the Estate of Marion M. Kay, respectfully files this motion to file the attached Return to Motion for Accelerated Consideration out of time.

The Certificate of Service of Respondents/Petitioners' Motion for Accelerated Consideration indicates the date of service was May 25, 2017. The due date of the response would have been June 5, 2017. Due to vacation schedules, the Petitioner/Respondent needed three (3) additional days to respond.

Accordingly, the Petitioner/Respondent respectfully requests that he be allowed to file the attached Return to Motion for Accelerated Consideration out of time.

Respectfully submitted,



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***Attorneys for Petitioner/Respondent***

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PROOF OF SERVICE

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I certify that I served Petitioner/Respondent's Motion to File Return to Motion Out of Time and Return to Motion for Accelerated Consideration upon Respondents/Petitioners Martha Brown and Mary Moses by mailing one (1) copy to counsel of record, John R. Ferguson, Post Office Box 286, Laurens, SC 29360, as well as a courtesy copy via e-mail transmission.



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Robbin Barr  
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Columbia, SC 29201-2150  
(803) 733-3531

June 9, 2017