

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Doyet A. Early III, Circuit Court Judge

Appellate Case No. 2015-002417

RECEIVED
AUG 23 2017
SC Court of Appeals

Tommie Rae Brown,.....Respondent,

v.

David C. Sojourner, Jr., in his capacity as Limited Special Administrator of the Estate of James Brown, a/k/a James Joseph Brown and Limited Special Trustee of the James Brown Irrevocable Trust, u/a/d August 1, 2000, Deanna Brown Thomas, Yamma Brown, Venisha Brown, Larry Brown, Terry Brown, and Daryl Brown,

of whom David C. Sojourner, Jr., in his capacity as Limited Special Administrator of the Estate of James Brown, a/k/a James Joseph Brown and Limited Special Trustee of the James Brown Irrevocable Trust, u/a/d August 1, 2000, is the.....Appellant

APPELLANT DAVID C. SOJOURNER, JR.'S MOTION
FOR AN EXTENSION OF TIME TO FILE REPLY IN SUPPORT
OF NOTICE OF SETTLEMENT AND WITHDRAWAL OF APPEAL

TO: THE HONORABLE CHIEF JUDGE AND THE ASSOCIATE JUDGES OF THE
SOUTH CAROLINA COURT OF APPEALS:

On August 4, 2017, Appellant David C. Sojourner, Jr., in his capacity as Limited Special Administrator of the Estate of James Brown, a/k/a James Joseph Brown and Limited Special Trustee of the James Brown Irrevocable Trust, u/a/d August 1, 2000 ("LSA"), together with Tommie Rae Brown ("Respondent") jointly filed a Notice of Settlement and Withdrawal of



LSA's Appeal with this Court. On August 14, 2017, Deanna Brown Thomas, Yamma Brown, and Venisha Brown (collectively the "Brown Children"), by their counsel of record, filed a Response to the LSA and Respondent's joint filing, implying that the Brown Children were treating the joint filing as a motion pursuant to Rule 240, SCACR.

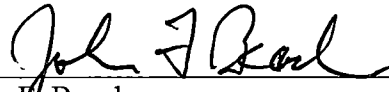
Appellant does not believe Rule 240, SCACR applies here, because the Notice of Settlement and Withdrawal of Appeal is not a motion. However, should the Court decide to treat the LSA and Respondent's joint filing as a motion, the LSA hereby respectfully requests a five (5) day extension of time beyond the normal five (5) day time limit in Rule 240(f), SCACR, to file and serve the LSA's Reply. The Appellant's Reply is currently due on August 21, 2017, the date of filing of this motion.

Appellant seeks additional time due to the complexity of the issues involved in the subject filing and the necessity for Appellant to confer with counsel for Respondent and counsel for the Personal Representative of the Estate and Trustee of the James Brown 2000 Irrevocable Trust, Russell L. Bauknight. In addition, as the Court is aware, courts in many parts of the State, as well as numerous law firms and other businesses, are closed for part of the day on Appellant's current deadline, August 21, 2017, as a result of the solar eclipse.

Accordingly, for reasons stated above and in the interest of judicial economy, Appellant respectfully requests five (5) additional days from August 21, 2017 to file a Reply in Support of Notice of Settlement and Withdrawal of Appeal. Appellant's Reply, as extended, would be due August 28, 2017.

[SIGNATURE ON FOLLOWING PAGE]

Respectfully submitted,



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Telephone: (803) 254-4190

*Attorneys for Appellant David C. Sojourner,
Jr., Limited Special Administrator of the
Estate of James Brown and Limited Special
Trustee of the James Brown Irrevocable
Trust, u/a/d August 1, 2000*

August 21, 2017.

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SC Court of Appeals

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.

PROOF OF SERVICE

The undersigned hereby certifies that he has served the Reply of Appellant, David C. Sojourner, Jr., in his capacity as Limited Special Administrator of the Estate of James Brown, a/k/a James Joseph Brown and Limited Special Trustee of the James Brown Irrevocable Trust, u/a/d August 1, 2000 in Support of Notice of Settlement and Withdrawal of Appeal, Appellant David C. Sojourner, Jr.'s Motion for an Extension of Time to File Reply in Support of Notice of Settlement and Withdrawal of Appeal and this Proof of Service by depositing a copy of same in the United States Mail, postage prepaid on August 21, 2017 and addressed as follows:

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and Ciara Petitt and Cherquarius Williams
for LaRhonda Petitt*

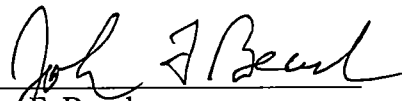
Itriss Jenkins, Esquire
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Jr., Limited Special Administrator of the
Estate of James Brown and Limited Special
Trustee of the James Brown Irrevocable
Trust, u/a/d August 1, 2000*

August 21, 2017

August 21, 2017

Attorneys at Law

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Mississippi
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Via U.S. Regular Mail

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: *In re: The Estate of James Brown a/k/a James Joseph Brown*
Appellate Case No.: 2015-002417
A&R Case No.: 022853-000001

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SC Court of Appeals


Dear Ms. Kitchings:

Enclosed for filing are an original and six copies of a Reply of Appellant, David C. Sojourner, Jr., in his capacity as Limited Special Administrator of the Estate of James Brown, a/k/a James Joseph Brown and Limited Special Trustee of the James Brown Irrevocable Trust, u/a/d August 1, 2000 in Support of Notice of Settlement and Withdrawal of Appeal, Appellant David C. Sojourner, Jr.'s Motion for an Extension of Time to File Reply in Support of Notice of Settlement and Withdrawal of Appeal a Proof of Service in the referenced appeal. Please file the originals and return one filed-stamped copy of each to us with our courier. Our check in the amount of \$25.00 is enclosed to cover the motion fee.

By copy of this letter, I am serving a copy of these documents on all attorneys of record.

Thank you for your assistance in this matter. Please contact me with any questions or concerns.

Sincerely,

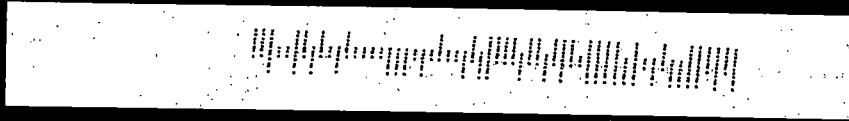
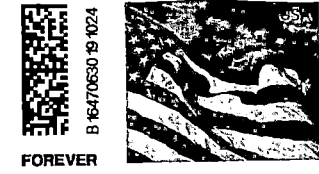


John F. Beach

JFB/lbb

Enclosures

cc: All counsel of record



ADAMS AND REESE LLP

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SC COURT OF APPEALS

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
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