

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Cynthia Graham Howe, Master-in-Equity

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Appellate Case No. 2017-000884

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**RECEIVED**

DEC 14 2017

SC Court of Appeals

Deutsche Bank National Trust Company, as Trustee  
on Behalf of the Certificateholders of Morgan Stanley  
ABS Capital I Inc. Trust 2004-NC8 for Mortgage Pass  
Through Certificates, Series 2004-NC8,.....Respondent,

v.

James T. Burr a/k/a James Burr and Grand Strand  
Water & Sewer Authority, Defendants,

Of Whom James T. Burr a/k/a James Burr is.....Appellant.

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APPELLANT'S RETURN TO MOTION TO DISMISS APPEAL

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Andrew S. Radeker  
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(803) 779-2211  
Attorney for Appellant

Appellant hereby submits this return to the Respondent's motion to dismiss this appeal. To dismiss this appeal would be improper, as the following shows:

1. The Respondent moved on November 27, 2017, for counsel to be relieved.
2. Up to that point, the Appellant's deadline to serve the record on appeal was December 6, 2017.
3. Once the Respondent moved for counsel to be relieved, though, that deadline was held in abeyance. Rule 240(b), SCACR.
4. The court has not ruled on the Respondent's motion for counsel to be relieved. Accordingly, the deadline to serve the record on appeal has not passed.
5. The Respondent's motion is based on the incorrect premise that the Appellant's deadline to serve the record on appeal has passed without him doing so.

WHEREFORE Appellant prays for an order denying the Respondent's motion to dismiss this appeal.

Respectfully submitted,



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December 14, 2017

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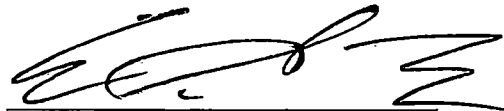
Of Whom James T. Burr a/k/a James Burr is.....Appellant.

PROOF OF SERVICE

I certify that I served the foregoing return by depositing a copy of it on the date  
shown below in the United States Mail, postage prepaid, addressed as follows:

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December 14, 2017



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