

GLEISSNER LAW

Helping Business | Helping People

GLEISSNER LAW FIRM, L.L.C.
1237 Gadsden Street, Suite 200A
Columbia, South Carolina 29201
Phone (803)787-0505
Facsimile (803)712-4283
www.GleissnerLaw.com

Richard R. Gleissner, Esquire
*Certified Specialist in Bankruptcy
and Debtor-Creditor Law*
Rick@GleissnerLaw.com

December 5, 2012

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

RECEIVED

DEC 07 2012

SC Court of Appeals

Re: Herring v. Bagnell
Civil Action Number: 2011-CP-40-1998
Our File Number: 89-1

Dear Ms. Kitchings:


I represent the Appellant, Gilbert S. Bagnell and Bagnell and Eason, LLC, in the above referenced matter. Please allow this letter to serve as my status update to the Court of Appeals as it relates to the Order entered in this matter on October 23, 2012.

Upon receipt of the Order dated October 23, 2012, I drafted the attached letter to The Honorable DeAndrea Gist Benjamin to request a hearing on the matter. As of this date, I have not received confirmation that this matter has been scheduled for a hearing.

I will provide the Court of Appeals with another status update in 30 days.

If you have any questions, please feel free to contact me. Thank you for your consideration and cooperation.

Sincerely,



Richard R. Gleissner

RRG/amt
enclosure

cc: Douglas Truslow, Esquire
Richland County Clerk of Court
Mr. Gilbert Bagnell

GLEISSNER LAW

Helping Business | Helping People

GLEISSNER LAW FIRM, L.L.C.
3610 Landmark Drive, Suite G
Columbia, South Carolina 29204
Phone (803)787-0505
Facsimile (803)712-4283
www.GleissnerLaw.com

Richard R. Gleissner, Esquire
*Certified Specialist in Bankruptcy
and Debtor-Creditor Law*
Rick@GleissnerLaw.com

October 26, 2012

The Honorable DeAndrea Gist Benjamin
Circuit Judge, Richland County
Post Office Box 192
Columbia, South Carolina 29202

Re: Herring v. Bagnell
Civil Action Number: 2011-CP-40-1998
Our File Number: 89-1

Dear Judge Benjamin:

Please find enclosed a copy of an order that I received from the South Carolina Court of Appeals (the "Court of Appeals") in the above-referenced matter. Mr. Herring filed a motion to remand to determine whether my Rule 59(e) was timely filed. The Court of Appeals has granted that motion to remand. I am enclosing a courtesy copy of Mr. Herring's motion and a copy of my return to the motion as filed with the Court of Appeals. I would appreciate you scheduling a hearing on the remand at your convenience. I do not anticipate the hearing taking very long. I would only have a single witness, my associate, Luke R. Gleissner, Esquire. On the day in question, Luke took the pleadings to the Richland County Courthouse, but arrived at 5:05 p.m. Unfortunately, the doors were locked. When he returned to the office, I drafted the letter to clerk and we dropped the motion to reconsider into the mail box, with postage properly affixed. I do not believe that this testimony will take very long to present.

If you have any questions or if I may of any further assistance in scheduling the hearing, please feel free to contact me. Thank you for all your consideration, understanding and the opportunity to be heard.

Sincerely,



Richard R. Gleissner

RRG/abm

Enclosures

cc: Douglas Truslow, Esquire (with enclosures)
Gil Bagnell (without enclosures)