

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

R. Markeley Dennis, Circuit Court Judge

Case No.: 2016-000281

Anchorage Plantation
Homeowners Association,

Respondent,

v.

John B. Walpole and Theodora
W. Walpole

Appellants.

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MAR 19 2018
SC Court of Appeals

APPELLANTS'S REPLY IN OPPOSITION TO RESPONDENT'S MOTION FOR
SUBMISSION ON BRIEFS AND DETERMINATION WITHOUT ORAL
ARGUMENT

Appellants, John B. Walpole and Theodora W. Walpole, (hereinafter "Appellants"), oppose Respondent's Motion for Submission on Briefs and Determination Without Oral Argument. This matter has been scheduled for oral argument on April 17, 2018.

As an initial matter, Respondent has not cited any procedural or legal basis to justify either its standing to bring the Motion or the propriety in so doing, particularly after oral argument has been scheduled. Rule 215, SCACR, establishes the Court's sole purview in identifying appellate matters ripe for oral argument. Further, Appellants concur with Respondent's characterization relating to the length of time and unusual circumstances relating to the disposition of the matter at the trial court level, as well

as the Respondent's assertions relating to the tremendous resources incurred to date. Appellants dispute Respondent's characterization of Appellants' assignments of error and assert that all of the grounds set forth by the trial court have been fully briefed. It is, however, for these very reasons that oral argument is appropriate, and in scheduling the matter for oral argument, the Court has determined that oral argument would "aid the court in resolving the issues." Rule 215, SCACR.

For the foregoing reasons, Appellants respectfully request that this Court deny Respondent's Motion and proceed with oral argument previously scheduled for April 17, 2018.



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Attorneys for Appellants, John B. Walpole and
Theodora W. Walpole

March 16, 2018
Charleston, South Carolina

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PROOF OF SERVICE OF APPELLANTS' REPLY IN OPPOSITION TO
RESPONDENT'S MOTION FOR SUBMISSION ON BRIEFS AND
DETERMINATION WITHOUT ORAL ARGUMENT

I certify that I have served the Appellants' Reply in Opposition to Respondent's Motion for Submission on Briefs and Determination Without Oral Argument by delivering the same via hand delivery on March 16, 2018, to Respondent to its attorney of record, G. Trenholm Walker, Pratt-Thomas Walker, P.A., 16 Charlotte Street, Charleston, South Carolina 29403.

March 16, 2018

Valerie Scott

Valerie Scott
Legal Assistant



Valerie Scott
vscott@altmancoker.com

March 16, 2018

BY US MAIL ONLY:

V. Claire Allen, Deputy Clerk
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RE: Anchorage Plantation v. John Walpole
C/A No.: 2010CP1000482
Appellate Case No: 2016-000281
Our File No.: 01287

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SC Court of Appeals

Dear Ms. Allen:

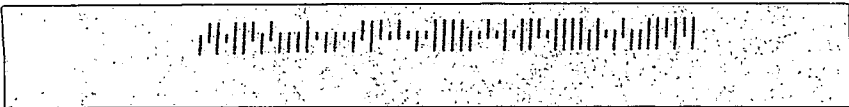
Enclosed please find the original and six (6) copies of Appellants' Reply to Respondent's Motion for Submission on Briefs and Determination Without Oral Argument and Proof of Service in the above captioned matter.

Should you need anything further, please do not hesitate to contact me.

Sincerely,

Valerie Scott
Legal Assistant
Altman & Coker

cc: G. Trenholm Walker (w/ encl)



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