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THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CHARLESTON COUNTY PROBATE COURT
Tamara C. Curry, Associate Probate Judge

Appellate Case No. 2017-002137
Probate Court Case No. 2013-ES-10-1054

RECEIVED
APR 23 2018
SC Court of Appeals

IN RE: ESTATE OF PAUL J. STEIN

RICHARD STEIN, SARAH STEIN AND NICOLE STEIN JONES, *Respondents*,

versus

VICTORIA MARTINDALE STEIN, Personal Representative of the Estate of Paul J. Stein,
Appellant/Respondent,

and

MARIAN STEIN-STEINFELD, *Intervenor, Respondent/Appellant*.

**CONSENT MOTION FOR FURTHER PARTIAL
REMAND TO PROBATE COURT TO CONSIDER APPROVAL OF THE PARTIES'
SETTLEMENT**

Pursuant to Rule 260(b) of the South Carolina Appellate Court Rules, Appellant/Respondent Victoria Martindale Stein, as the Personal Representative of the Estate of Paul J. Stein; Respondent/Appellant Marian Stein-Steinfeld; and Respondents Richard Stein, Sarah Stein, and Nichole Stein Jones hereby request and move this Court to partially remand this appeal for the probate court to consider the motion of the parties to approve a settlement that has been reached among them. By Order filed January 11, 2018, this Court ruled “[t]his appeal is ... held [these appeals] in abeyance and the case is partially remanded to allow the probate court to resolve the issue of attorneys’ fees and costs.”


The parties reached a settlement before a ruling on the requests for awards of attorneys' fees and costs. This settlement is subject to review and approval by the probate court. A further partial remand for the probate court to consider whether to approve the parties' settlement is in the interests of justice and promotes judicial economy. If the probate court approves the settlement, the parties will immediately inform this Court and submit a consent order dismissing the appeals. If the probate court does not approve the settlement, the parties will proceed with the hearing on the requests for awards of attorneys' fees and costs and inform this Court once the probate court has ruled in accordance with this Court's order of January 11, 2018.

Wherefore, the parties jointly move that this Court further partially remand this appeal for the probate court to rule on the parties' motion to approve settlement, with the parties to provide this Court with a status update as soon as the probate court approves the settlement or, if the probate court does not approve the settlement, as soon as the probate court issues its order ruling on the request for awards of attorneys' fees and costs.

[REMAINDER OF PAGE LEFT BLANK; SIGNATURE PAGES TO FOLLOW]

Respectfully submitted,

WILLS, MASSALON & ALLEN, LLC

By: 

John A. Massalon (SC Bar 10279)

Christy Ford Allen (SC Bar 15649)

151 Meeting Street, Suite 400

Post Office Box 859

Charleston, SC 29402

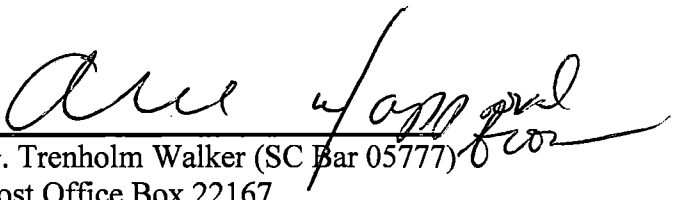
(843) 727-1144

jmassalon@wmalawfirm.net

callen@wmalawfirm.net


ATTORNEYS FOR APPELLANT/RESPONDENT
VICTORIA MARTINDALE STEIN, AS
PERSONAL REPRESENTATIVE OF THE
ESTATE OF PAUL J. STEIN

WALKER GRESSETTE FREEMAN & LINTON,
LLC

By: 
G. Trenholm Walker (SC Bar 05777)
Post Office Box 22167
Charleston, SC 29413
(843) 727-2208
walker@wgflaw.com

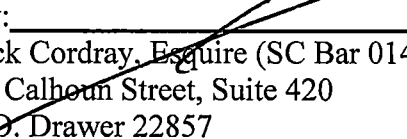
ATTORNEYS FOR APPELLANT/RESPONDENT
MARIAN STEIN-STEINFELD

ROSEN, ROSEN & HAGOOD, LLC

By: 

Richard S. Rosen (SC Bar 04917)
Daniel F. Blanchard, III (SC Bar 65342)
151 Meeting Street, Suite 400
Post Office Box 893
Charleston, SC 29402
(843) 577-6726

CORDRAY LAW FIRM

By: 

Jack Cordray, Esquire (SC Bar 01400)
40 Calhoun Street, Suite 420
P.O. Drawer 22857
Charleston, SC 29413-2857
ATTORNEYS FOR RESPONDENTS
NICHOLE STEIN JONES, SARAH STEIN, AND
RICHARD STEIN

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM THE PROBATE COURT
NINTH JUDICIAL CIRCUIT

Tamara C. Curry, Judge

Probate Court Case No. 2013-ES-10-1054

Appellate Case No. 2017-002137

In Re: Estate of Paul J. Stein

Richard Stein, Sarah Stein, and Nichole Stein Jones, Respondents,

v.

Victoria Martindale Stein, Personal Representative of the Estate of Paul J. Stein,
Appellant/Respondent,

and

Marian Stein-Steinfeld, Intervenor, Respondent/Appellant.

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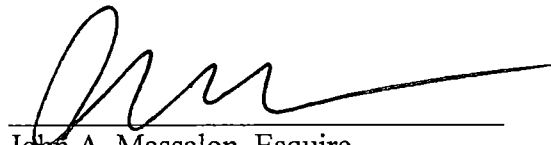
PROOF OF SERVICE

I certify that I have served the Consent Motion for Further Partial Remand to Probate Court to Consider Approval of the Parties' Settlement by emailing it and by depositing a copy of it in the United States Mail, postage prepaid, on April 19, 2018, addressed to:

Jack D. Cordray, Esquire
Cordray Law Firm
Post Office Drawer 22857
Charleston, South Carolina 29413

Richard S. Rosen, Esquire
Daniel F. Blanchard, III, Esquire
Rosen, Rosen & Hagood, LLC
Post Office Box 893
Charleston, South Carolina 29402
ATTORNEYS FOR RESPONDENTS

G. Trenholm Walker, Esquire
Walker Gressette Freeman & Linton, LLC
Post Office Box 22167
Charleston, South Carolina 29413
**ATTORNEYS FOR INTERVENING
RESPONDENT/APPELLANT
MARIAN STEIN-STEINFELD**



John A. Massalon, Esquire
Christy Ford Allen, Esquire
WILLS MASSALON & ALLEN LLC
Post Office Box 859
Charleston, South Carolina 29402
(843) 727-1144
jmassalon@wmalawfirm.net
callen@wmalawfirm.net

ATTORNEYS FOR APPELLANT/RESPONDENT
Victoria Martindale Stein, As Personal
Representative of the Estate of Paul J. Stein

CHARLESTON, SC

April 19, 2018

WMA

WILLS MASSALON & ALLEN LLC

97 Broad Street • Charleston, SC 29401 • Post Office Box 859 • Charleston, SC 29402
Phone: 843-727-1144 • Fax: 843-727-7696 • www.wmalawfirm.net

April 19, 2018

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Direct Dial: (843) 793-6040
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APR 23 2018

SC Court of Appeals

RE: The Estate of Paul J. Stein
Richard Stein, Sarah Stein, and Nichole Stein Jones v. Victoria Martindale Stein,
Personal Representative of the Estate of Paul J. Stein v. Marian Stein-Steinfeld
Appellate Case No.: 2017-002137
Our File No.: 905-1

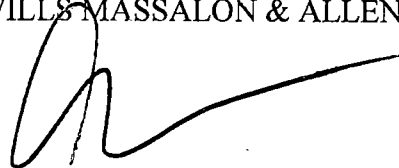
Dear Ms. Kitchings:

In regard to the above-referenced matter, enclosed please find an original and seven (7) copies of a Consent Motion for Further Partial Remand to Probate Court to Consider Approval of the Parties' Settlement, along with Proof of Service of the same. In addition, please find my firm's check in the amount of \$25.00 representing the filing fee. Please return one (1) file-stamped copy to me in the self-addressed, stamped envelope provided. If you have any questions, please do not hesitate to contact me.

With kind regards, I am

Sincerely,

WILLS MASSALON & ALLEN LLC



Christy Ford Allen
callen@wmalawfirm.net

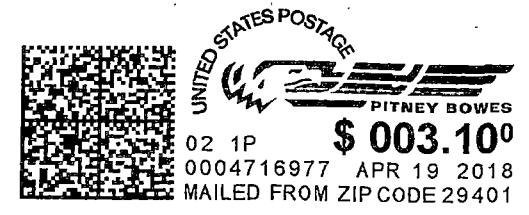
CFA/cb

Enclosures

cc: Ms. Victoria Stein (via E-Mail)
Jack D. Cordray, Esquire (via E-Mail and U.S. Mail)
Richard S. Rosen, Esquire (via E-Mail and U.S. Mail)
Daniel F. Blanchard, III, Esquire (via E-Mail and U.S. Mail)
G. Trenholm Walker, Esquire (via E-Mail and U.S. Mail)



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WILLS MASSALON & ALLEN LLC

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The Honorable Jenny Abbott Kitchings
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