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**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas**

The Honorable Mikell R. Scarborough, Master in Equity

Case No. 2014-CP-10-05407
2017-CP-10-04031

RECEIVED
MAY 29 2018
SC Court of Appeals

Churchill Park, Respondent

v.

Alan G. Nix, Norma J. Nix and the Estate of Norma J. Nix, Defendants,

Of which Alan G. Nix is the Appellant

Appellate Case Number 2018-000056

APPELLANT'S MOTION FOR LEAVE TO MAKE RULE 60(b) MOTION


In accordance with Rule 60(b), SCRPC, Appellant Alan G. Nix moves this Court for leave to file a Rule 60(b) Motion and Motion to Clarify Order in the lower court. Appellant was in the process of completing the Motion for filing at the time the Court of Appeals Order dated May 9, 2018 reinstating this Appeal was received by Appellant on May 11, 2018.

Appellant Alan Nix respectfully requests the Court grant this Motion and allow Appellant to file the Rule 60(b) Motion in the lower Court.

(Signature on next page)

Dated: May 23, 2018

Respectfully submitted,



Alan G. Nix
1401 Densmore Circle
Mount Pleasant, SC 29466
(843) 991.4170
alan.g.nix@gmail.com

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PROOF OF SERVICE

The undersigned certifies that a copy of the Appellant's Motion for Leave to Make 60(b) Motion has been served upon the individuals listed below by mailing a copy of the same, postage prepaid, in the United States Mail, addressed as shown below, this 24th day of May 2018 to:

Plaintiff Attorneys:

Stephanie Trotter, Esq.
McCabe, Trotter & Beverly, P.C.
P.O. Box 212609
Columbia, SC 29221

Todd M. Musheff, Esq.
Law Offices of Todd M. Musheff
1121 Park West Blvd., Ste. B 148.
Mount Pleasant, SC 29466

Judge Scarborough
Master in Equity, Charleston County
100 Broad St., Ste. 266
Charleston, SC 29401

Julie Armstrong
Clerk of Court, Charleston County
100 Broad St., St. 106
Charleston, SC 29401

Defendant Attorney:
Sally Newman, Esq.
Charleston Legal Access
1630 Meeting Street
Charleston, SC 29405
Norma J. Nix (2014-CP-10-05407) and
The Estate of Norma J. Nix (2017-CP-10-04031)

Dated: May 23, 2018

Respectfully submitted,

By:

A handwritten signature in cursive script that reads "Alan Nix". The signature is written in black ink and is positioned above a solid horizontal line.

Alan G. Nix
1401 Densmore Circle
Mount Pleasant, SC 29466
(843) 991.4170
alan.g.nix@gmail.com

24 May 2018

Alan Nix
1401 Densmore Circle
Mount Pleasant, SC 29466

Ms. Jennie Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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MAY 29 2018

SC Court of Appeals

RE: Churchill Park v Alan G. Nix, et al
S.C. Appellate Case Number 2018-000056
Motion for Leave Rule 60(b), SCRPC

Ms. Abbott Kitchings,

Please find enclosed for the file:

1. Appellant's Motion for Leave of the S.C. Court of Appeals to file a Rule 60(b) motion
2. Proof of Service.

Also enclosed are:

1. check number 750 for the \$25.00 motion filing fee
2. Copies of the Motion and Proof of Service to be returned with your clock stamp
3. Self-addressed and postage prepaid envelope to return the enclosed copies of the Motion and Proof of Service

All of the above are being mailed to you today via USPS, certified or special delivery.

Thank you very much for your assistance and please let me know if you require anything else related to this filing.

Best regards,



Alan Nix

Nix
1401 NEWSMORE CIRCLE
MT. PLEASANT, SC 29466



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SC Court of Appeals

MS. JENNIE ABBOTT KITCHINGS
CLERK OF COURT, SC COURT OF APPEALS
P.O. Box 11629
COLUMBIA, SC 29211

