

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Hon. Joseph M. Strickland, Master-In-Equity

Opinion No. 5549

RECEIVED
JUL 12 2018
SC Court of Appeals

Winrose Homeowners' Association, Inc. and Regime Solutions, LLC.....Respondents,

v.

Devery A. Hale and Tina T. Hale.....Petitioners.

Respondent Regime Solutions' Return to Petitioners' Motion to File Out of Time

Plaintiff respectfully requests this court deny the petitioner's motion to file their Writ of Certiorari and Appendix out of time. South Carolina Courts require, at the very least, a showing of good cause in certain situations where the failure to properly file a document before the court creates an adverse result for the offending party. South Carolina Rules of Civil Procedure: Rule 55(c), SCRCF. *See, Sundown v. Intedge Industries*, 681 S.E.2d 885, 282 S.C. 601 (2009)

Here, the petitioners fail to show any good cause; the reason for misfiling is stated as an "oversight". This does not rise to the level of good cause shown under South Carolina jurisprudence, and for that reason the petitioners' request should be denied.



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July 11, 2018

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Certificate of Service

I certify that on July 11th, 2018 I served the Respondent Regime Solutions' Return to Petitioners' Motion to File Out of Time by hand delivering a copy to the South Carolina Court of Appeals and by depositing a copy in the United States Mail, postage prepaid to the following:

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