

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Mikell R. Scarborough, Charleston County Master in Equity

Appellate Case No. 2018-000118

**RECEIVED**  
AUG 10 2018  
SC Court of Appeals

Bayview Loan Servicing, LLC,

Appellant,

v.

Patrick A. Oden, Suzanne Oden,  
and Hickory Hill Plantation Community Association,

Respondents,

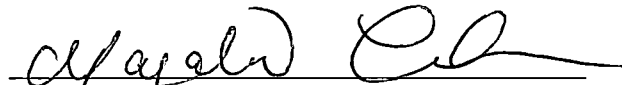
**APPELLANT'S MOTION TO FILE AND SERVE APPELLANT'S  
REPLY BRIEF OUT OF TIME**

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*Attorneys for Respondent*

**NOW COMES** Appellant U.S. Bank Trust, N.A., as Trustee for LSF9 Master Participation Trust, as successor in interest to Bayview Loan Servicing, Inc., who, by and through its undersigned counsel, respectfully moves before the Court for an extension of time in which to serve the *Reply Brief of Appellant* upon the Respondents and file the same and the accompanying *Proof of Service* with the Court. The *Reply Brief of Appellant* was due to be served on opposing counsel, and an original *Proof of Service* filed with the Court, on or before Thursday, June 21, 2018. Appellant moves for the due date to be extended to Friday, June 29, 2018. The reason for the failure to timely serve and file the *Reply Brief of Appellant* and accompanying *Proof of Service* was due to calendaring the deadline for same ten days after receipt of the *Initial Brief of Respondent* rather than the date indicated in its accompanying *Proof of Service*. Appellant filed and served its *Reply Brief* on Friday, June 29, 2018 for this reason, and respectfully submits that Respondents would not be prejudiced by the Court's granting this Motion.

Respectfully submitted,

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**PROOF OF SERVICE**

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I certify that I have served the *Appellant's Motion to Serve Appellant's Reply Brief Out of Time* by depositing a copy of same in the United States Mail, postage prepaid, on August 7, 2018, addressed to Respondents' counsel of record, Paul Doolittle, Esquire, P.O. Box 2579, Mt. Pleasant, South Carolina 29465-2579.

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*Attorneys for Respondent*

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**SC Court of Appeals**



MAGALIE A. CREECH  
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REPLY TO:  
CHARLESTON LITIGATION

August 7, 2018

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

RE: Bayview Loan Servicing, LLC v. Patrick A. Oden, Suzanne Oden, and  
Hickory Hill Plantation Community Association  
Appellate Case No.: 2018-000118  
Our File No.: 74975.50100

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Dear Ms. Kitchings:


Enclosed for filing, please find the original and six (6) copies of the *Appellant's Motion to Serve and File the Appellant Reply Brief Out of Time* and related *Proof of Service* in regards to the above captioned matter. We kindly asked that a filed copy be returned to our office in the attached self-addressed, stamped envelope. Enclosed also is check number 5906 in the amount of \$25.00 for the filing fee.

Should you have any questions concerning this matter, please do not hesitate to contact our office at your earliest convenience.

With kind personal regards, we are

Yours very truly,

FINKEL LAW FIRM

  
Magalie A. Creech

CC: Paul Doolittle, Esquire

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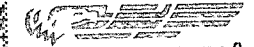
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Finkel Law Firm LLC  
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