

THE STATE OF SOUTH CAROLINA  
In The Court of Common Pleas  
LEXINGTON COUNTY

APPEAL FROM MAGISTRATE COURT

The Honorable Scott Dean Whittle, Magistrate

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Case No. 2018CV321100412

Case No. 2018-CP-32-01221

Bryan Walling..... Respondent

v.

Judi Castro..... Appellant  
d/b/a A Mother's Prayer

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MOTION FOR RECONSIDERATION

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The Appellant hereby request this Court to Reconsider its decision denying Appellant's Motion for Reconsideration of the order of The Honorable Knox R. McMahon denying the Appellant's appeal of the decision of the Magistrate in this matter.

The basis for the denial by this Court was the belief that the Motion for Reconsideration was filed late. The Appellant would show that the last day to file her Motion for Reconsideration was July 6, 2018. The Appellant would further show that there was an attempt to file the Motion on July 6, 2018 but that the Clerk of Court's electronic filing system would not accept the document. Further, three days later the Appellant's counsel was told the document was not accepted by the system because he

had not filed a Notice of Appearance in this matter. This even through the same counsel filed the Notice of Appeal.

Appellant is informed and believes that there is no requirement in the South Carolina Rules of Civil Procedure which require the filing of a Notice of Appearance before a pleading would be accepted by the Office of the Clerk of Court.

Since the error was in the Clerk of Court's electronic filing system the Appellant request that this Court waive the late filing and hear Appellant's Motion for Reconsideration.

In support of this Motion I am attaching copies of the communication between counsel and the Clerk of Court's Office.

Respectfully,

s/Lawrence Keitt  
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