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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY  
Circuit Court

Thomas A. Russo, Circuit Court Judge

Appellate Case No.2018-00001144

**RECEIVED**  
FEB 20 2019  
SC Court of Appeals

In the Matter of: Estate of Thomas G. Moore

Michael Dennis Moore, .....Appellant,

v.

Thomas Paul Moore, Francine Laura Lawhon,  
Linda Kaye Moore, and Phillip Frederick Moore,..... Respondents.

RESPONDENT THOMAS PAUL MOORE'S MOTION  
TO FILE A BRIEF IN RESPONSE TO  
RESPONDENTS/CROSS-APPELLANTS' INITIAL BRIEFS

Pursuant to Rule 240, SCACR, Respondent Thomas Paul Moore ("Respondent Moore") moves to file a Brief in response to the initial briefs filed by Respondents Francine Laura Lawhon, Linda Kaye Moore, and Phillip Frederick Moore (collectively "Cross-Appellants").

The specific grounds supporting the motion to reply are as follows:

1. Appellant Michael Dennis Moore filed an initial brief seeking reversal of three rulings of the lower court.
2. Respondent Moore timely filed an initial brief seeking affirmance of the Lower Court's ruling.

3. Cross-Appellants' initial briefs both also seek reversal of the lower court's findings regarding the issue of the doctrine of integration (one of the three issues appealed by Appellant), on grounds different than Appellant.
4. Cross-Appellants' initial briefs are not respondents' briefs, but rather a cross-appeal, which seeks reversal of the lower court's findings.
5. Respondent has previously moved to dismiss both Cross-Appellants' briefs as untimely appeals.
6. If the cross-appeals are not dismissed, because Cross-Appellants are appellants and have filed a cross-appeal under Rule 202(a), SCACR, Rule 208(a)(2), SCACR, permits a Respondent to file a brief within thirty (30) days after service of an appellant's brief.
7. In light of Cross-Appellants' filing of a cross-appeal, Respondent Moore has been prejudiced in his ability to respond fully and efficiently to Cross-Appellants' allegations and arguments. As such, and on this basis, Respondent Moore submits that he is entitled to an Order from this Court allowing him to file a reply brief to address the arguments of Cross-Appellants. Out of an abundance of caution, Respondent Moore filed those briefs with his motions to dismiss.

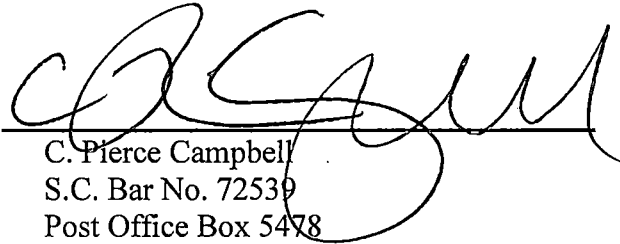
### **CONCLUSION**

For the reasons stated herein, Respondent Moore respectfully moves this Court for an Order allowing him to file a brief in response to Cross-Appellants' initial briefs.

TURNER, PADGET, GRAHAM & LANEY, P.A.

Florence, S.C.  
February 18, 2019

By:



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ATTORNEYS FOR RESPONDENT  
THOMAS P. MOORE

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM FLORENCE COUNTY  
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Michael Dennis Moore ..... Appellant,

v.

Thomas Paul Moore, Francine Laura Lawhon,  
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**RESPONDENT THOMAS PAUL MOORE'S MOTION  
TO FILE A BRIEF IN RESPONSE TO  
RESPONDENTS/CROSS-APPELLANTS' INITIAL BRIEFS**

and

**RESPONDENT THOMAS PAUL MOORE'S MEMORANDUM  
IN SUPPORT OF RESPONDENT THOMAS PAUL MOORE'S MOTION TO  
FILE BRIEFS IN RESPONSE TO CROSS-APPELLANTS' INITIAL BRIEFS**

**CERTIFICATE OF SERVICE**

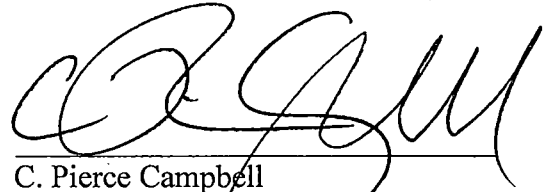
I certify that I have served the above entitled Motion and Memorandum in Support of said Motion, and this Certificate of Service, on February 18, 2019, via U.S. mail, to the Deputy Clerk, South Carolina Court of Appeals, 1220 Senate Street, Columbia, SC 29201 and by depositing a copy of same in the United States Mail, postage prepaid, addressed to the following:

Norwood DuRant, Jr., Esquire  
Law Offices of N. David DuRant  
P.O. Box 14722  
Surfside Beach, SC 29587  
Attorney for Appellant

James R. Snell, Jr., Esquire  
Vicki Koutsogiannis, Esquire  
Law Office of James R. Snell, Jr., LLC  
123 Harmon Street  
Lexington, SC 29072  
Attorney for Phillip Frederick Moore

Linda K. Moore  
1454 Golf Terrace Blvd.  
Florence, SC 29501

Francine L. Lawhon  
2005 Third Loop Rd.  
Florence, SC 29501



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ATTORNEYS FOR RESPONDENT  
THOMAS P. MOORE

# Turner | Padget

**C. Pierce Campbell**

REPLY TO:

E-Mail: PCampbell@TurnerPadget.com  
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February 18, 2019

The Honorable Jenny Abbott Kitchings  
Deputy Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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FEB 20 2019

SC Court of Appeals

Re: Michael Dennis Moore v. Thomas Paul Moore, Francine Laura Lawhon, Linda Kay Moore, and Phillip Frederick Moore  
Appellate Case No.: 2018-001144  
TPGL File No.: 13272.101

Dear Ms. Kitchings:

Enclosed please find the original and one copy of the following for filing in the above case:

1. Respondent Thomas Paul Moore's Motion to File a Brief in Response to Respondents/Cross-Appellants' Initial Briefs,
2. Respondent Thomas Paul Moore's Memorandum in Support of Respondent Thomas Paul Moore's Motion to File a Brief in Response to Respondents/Cross-Appellants' Initial Briefs, and
3. Certificate of Service.

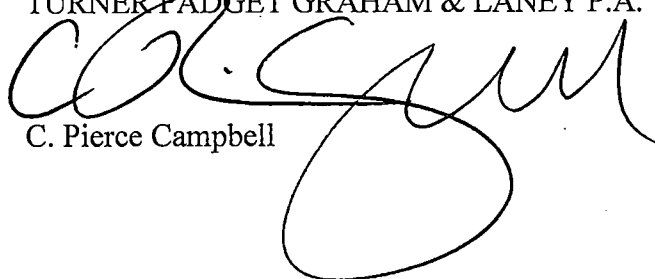
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South Carolina Court of Appeals  
Re: Moore Estate  
February 18, 2019  
Page 2

Please file the originals with the Court, file-stamp the copies for us and return them to us in the enclosed self-addressed, stamped envelope. We are serving copies of the Motion and Memorandum in Support on all parties of record via United States mail. Thank you for your assistance in this matter.

Sincerely,

TURNER PADGET GRAHAM & LANEY P.A.



C. Pierce Campbell

CPC/met  
Enclosures

cc(w/encs): Norwood D. DuRant, Jr., Esq.  
James R. Snell, Jr., Esq.  
Thomas P. Moore  
Francine M. Lawhon  
Linda K. Moore

Hasler

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US POSTAGE \$001.60<sup>00</sup>



ZIP 29502  
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# TURNER PADGET

TURNER PADGET GRAHAM & LANEY PA.

P. O. Box 5478  
Florence, South Carolina 29502

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13272.101

Honorable Jenny Abbott Kitchings  
Deputy Clerk, SC Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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