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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Probate Court

Amy W. McCulloch, Probate Court Judge

Case No. 2017-ES-40-01330

RECEIVED
MAR 05 2019
SC Court of Appeals

Appellate Case No. 2019-000169

Terri Ann Thompson, Wendy K. Thompson, and Robert M. Thompson, Jr., as Co-Personal Representatives of the Estate of Robert M. Thompson, Sr.....Respondents,

v.

Marilyn M. White, As Personal Representative of the Estate of Bertha Maust-Thompson.....Appellant.

MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF OF APPELLANT

Appellant respectfully requests this Court to allow five days following the Court's decision on the pending Motion for Reconsideration to file Appellant's Initial Brief in this case.

In this regard, we would show unto the Court the following:

1. On February 4, 2019, a Notice of Appeal was filed appealing from the Order of the Probate Court dated January 26, 2019.

2. On February 15, 2019, the Court of Appeals issued its Order of Dismissal of the appeal on the grounds that the Order of January 26, 2019 from Richland County Probate Court was not a final Order.
3. On February 26, 2019, Appellant filed her Motion to Reconsider the February 15, 2019 Order of Dismissal, pointing out that the Order of the Probate Court was, in fact, a final and appealable Order.
4. The Court of Appeals has not yet ruled on the Motion to Reconsider.
5. But for the Order of Dismissal, the Initial Brief of Appellant would be due on March 6, 2019.
6. Appellant hereby requests that the deadline for filing its Initial Brief be extended for a reasonable period to include five business days after receiving the order from the Court on the pending Motion to Reconsider.
7. This request is appropriate in light of the uncertainty arising from the Order of Dismissal.


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ATTORNEYS FOR APPELLANT

March 5, 2019
Columbia, South Carolina

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v.

Marilyn M. White, As Personal Representative of the Estate of Bertha Maust-Thompson.....Appellant.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on 5^h day of March, 2019, she served a copy of the foregoing Motion for Extension of Time to File Initial Brief of Appellant to the following counsel of record via hand-delivery:

**John M.S. Hoefler, Esquire
John W. Roberts, Esquire
930 Richland Street
Columbia, SC 29201**


Angela D. Granderson-Croft
Legal Assistant

Columbia, South Carolina

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W. Duvall Spruill

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MAR 05 2019

SC Court of Appeals

March 5, 2019

VIA HAND-DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

**RE: *Estate of Virginia Maust Thompson, Decedent
Marilyn M. White, as Personal Representative of the Estate of Bertha Virginia
vs. Maust Thomspon Terri Ann Thompson, Wendy K. Thompson and Robert
Miller Thompson, Jr., as Co-Personal Representatives of the Estate of Robert
M. Thompson, Sr.
Appellant Case No.: 2019-000169
Our File No. 15256.101***

Dear Ms. Kitchings:

Enclosed for filing please find the original and six copies of Motion for Extension of Time to File Initial Brief of Appellant. Also, please return the extra copy with the filing reflected. This firm's check in the amount of \$50.00 is enclosed as the filing fee.

Yours truly,


W. Duvall Spruill

WDS/adgc

Enclosures

cc: John W. Roberts, Esquire (*Via U.S. Hand-Delivery*)
John M.S. Hoefler, Esquire (*Via U.S. Hand-Delivery*)
Catherine H. Kennedy, Esquire (*Via E-Mail Only*)

