

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**  
AUG 05 2019  
SC Court of Appeals

\_\_\_\_\_  
Appeal from the Court of Common Pleas  
for Richland County, South Carolina  
The Honorable DeAndre G. Benjamin, Circuit Judge

\_\_\_\_\_  
Appellate Case No. 2018-002167  
\_\_\_\_\_

Isaac Smith, Jr ..... Appellant,

v.

Johnnie Mae Muller Newton Estate,..... Respondent

\_\_\_\_\_  
REPLY TO RESPONDENT MOTION TO FILE INITIAL BRIEF AND  
DESIGNATED MATTERS TO BE INCLUDED IN RECORD PAST TIME  
\_\_\_\_\_

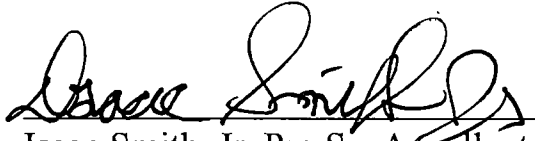
Isaac Smith, Jr., Appellant hereby replies to the Respondents motion to file initial brief and designated mater to be included in the record out of time. Respondent request that this honorable Court ad hears to Rule 240, SCACR and remand the above-reference case to the circuit court.

Appellant respectfully respond to the items cited by the respondent as follows:

1. The deficiencies identified have no relation the time frame to which the Respondent was required her initial brief. Respondent received notification from the court of the amount time to respond and did not follow through with the timely filing.
2. If the deadline for the Respondent’s initial brief was pushed back, that gave the respondent additional time to prepare a brief and worked in the

Respondent's favor. Respondent should have had the brief prepared before the family matter accrued. The appellant court had no control over the Respondent's family matter.

3. Respondent acknowledges her initial brief is delinquent. The delinquent filing is through no fault of the appellant and the respondent should be held the requirements of the Rules and the case should be remanded to the circuit court.

 LS  
Isaac Smith, Jr. Pro Se, Appellant  
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Los Angeles CA 90008  
323-295-9500

August 5, 2019

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**Case No. 2018-0002167**  
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Estate of Johnnie Mae Muller Newton, ..... Respondent

v.

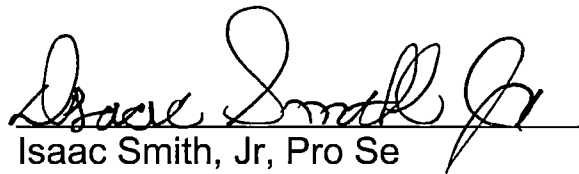
Isaac Smith, Jr., .....Appellant

\_\_\_\_\_  
**PROOF OF SERVICE**  
\_\_\_\_\_

I certify that I have served a copy of the Reply to the Motion to File Initial Brief out of Time, by depositing a copy of it in the United States Mail, by depositing a copy of the same into the United States Mail, first-class postage prepaid, addressed as follows:

Heather Cairns,  
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August 5, 2019