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THE STATE OF SOUTH CAROLINA

In The Court of Appeals
[In The Supreme Court]

Case No. 2019-001428

APPEAL FROM EDGEFIELD COUNTY

Court of Common Pleas
Alison Renee Lee, Chief Administrative Circuit Court Judge

Case No. 2016-CP-19-00141

RECEIVED
DEC 27 2019
SC Court of Appeals

Rufus Lyndell Griffin,

Appellant

v.

Thomas Mosley, Quinnie Mosley, Walter Mosley, Timothy Mosley,
And Paquita Mosley, Individually and as Personal Representative
Of the Estate of Ellec Mosley,

Respondents

MOTION FOR EXTENSION

COMES NOW, Appellant Rufus Lyndell Griffin, in compliance with Rule 240, SCACR, moves the Court to grant a second extension, or toll the time, of the filing of his initial brief, due to matters pending before the Court in a concurrently pending Motion to Vacate Order.

Appellant filed his Notice of Appeal to the SC Court of Appeals on August 26, 2019. Appellant's initial brief was due for submission on December 2, 2019. Due to unforeseen family health crisis issues, Appellant was behooved to submit a letter requesting an extension. The Court, on November 26, 2019, granted an extension to Appellant with a revised due date of January 2, 2019. (See Exhibit A)

However, Appellant was then faced with new information from the SC Court of Appeals, also dated November 26, 2019, (see Exhibit B) that informed him that the captioning of the case needed to be changed for all future submissions. Appellant then realized that the Court of Appeals had captioned the case to match the final Order from the lower court, which Appellant only then discovered was actually in error. This captioning error of the lower court Order, which omitted one of the Respondents, also titled the remaining Respondents improperly, and if Appellant were to proceed in adopting those same errors in all future filings he were to submit before the higher Court, he would continually promote the error.

Appellant also received confirmation from the lower court (Edgefield County Court of Common Pleas, Clerk of Court's office) that his 'Plaintiff's Response to Defendant's Motion to Dismiss', submitted to the lower court in March 2019, which is a direct rebuttal to the Defendant's Motion and indeed a significant part of Appellant's appeal, had been missing from the lower court's case records, and been outside of the court record since March 18, 2019. This document has only now been located by the lower court clerk, properly registered and finally included with the case file for inspection on December 16, 2019 (see Exhibit C)

Based on these new discoveries, Appellant pro se has been forced to divert his attention to address these and other disturbing issues which have impeded his process even further.

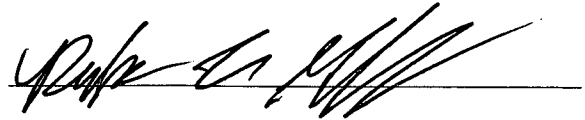
Due to the numerous concerns being realized with the handling of Appellant's case and serious concerns which have now been included in a separate Motion to Vacate Order pending before the Court of Appeals, Appellant must now move the court for a second extension to file Appellant's initial brief or a tolling of the time.

WHEREFORE It is Appellant's belief that the issues presented in his accompanying Motion to Vacate Order are sufficient for the Court to move preemptively and advance judicial economy by circumventing the rigors of a lengthy appeal. However, as this Motion to Vacate Order is simultaneously being considered by the court, Appellant would request that this Court toll the time to allow a decision on his

Motion to Vacate Order, as to not leave Appellant with reduced time to adequately proceed with preparation of his initial appellant brief, if the Court so denies the Motion to Vacate Order, and the Appeal remains scheduled.

December 23, 2019

(Date)



Rufus Lyndell Griffin, pro se

313 Fifth Ave.

McCormick, SC 29835

(864) 852-2163

The South Carolina Court of Appeals

Rufus Lyndell Griffin, Appellant,

v.

Thomas Mosley, Quinnie Mosley, Walter Mosley,
Timothy Mosley, and Paquita Mosley, Individually and
as Personal Representative of the Estate of Ellec Mosley,
Respondents.

Appellate Case No. 2019-001428

The Honorable Alison Renee Lee
Edgefield County
Trial Court Case No. 2016CP1900141

ORDER

The time for serving and filing the appellant's initial brief is hereby extended until
January 2, 2020.

FOR THE COURT

BY *V. Claire Allen, Deputy*
CLERK

Columbia, South Carolina

cc:
Rufus L. Griffin
Rachael Ashley Dain, Esquire
Eleazer R. Carter, Esquire
Eydie J. Tillman, Esquire
Randall DeWitt Williams, Esquire
Palmer Freeman, Jr., Esquire
Thomas Mosley

FILED

November 26, 2019

-A-



The South Carolina Court of Appeals

JENNY ABBOTT KITCHINGS
CLERK

V. CLAIRE ALLEN
DEPUTY CLERK

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COLUMBIA, SOUTH CAROLINA 29211
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November 26, 2019

Rufus L. Griffin
313 Fifth Avenue
McCormick SC 29835

Re: Rufus Griffin v. Mosley
Appellate Case No. 2019-001428

Dear Counsel:

This is to advise that the title in the above matter has been changed to read as follows:

Rufus Lyndell Griffin, Appellant,

v.

Thomas Mosley, Quinnie Mosley, Walter Mosley, Timothy Mosley, and Paquita Mosley, Individually and as Personal Representative of the Estate of Ellec Mosley, Respondents.

All future records in this matter should be changed to reflect this title. If you have any questions, please do not hesitate to contact this office.

-B-

Very truly yours,

V. Claude Allen, Deputy
CLERK

cc: Rachael Ashley Dain, Esquire
Eleazer R. Carter, Esquire
Eydie J. Tillman, Esquire
Randall DeWitt Williams, Esquire
Palmer Freeman, Jr., Esquire
Thomas Mosley



EDGEFIELD COUNTY
CLERK OF COURT
CHARLES L. REEL

2019 DEC 16 AM 8:39

State of South Carolina
The Circuit Court of the Fifth Judicial Circuit

ALISON RENEE LEE
JUDGE

1701 MAIN ST., ROOM 324
POST OFFICE BOX 152
COLUMBIA, SOUTH CAROLINA 29202-0152
TELEPHONE: (803) 576-1765
FAX: (803) 576-1768

December 4, 2019

Modena Stevens
129 Courthouse Square
PO Box 34
Edgefield, SC 29824

Re: Rufus L. Griffin v. Thomas Mosley, et. al. 2016-CP-19-00141

Dear Ms. Stevens:

Enclosed please find Plaintiff's Response to Defendant's Motion to Dismiss. This document was given to me during the March 18, 2019 hearing and was not filed. It was in my possession and considered in conjunction with all other filed materials related to the Motion to Dismiss. Please file this letter and the enclosed document.

Sincerely,

A handwritten signature in cursive script that reads "Alison Renee Lee".

Alison Renee Lee

Enclosures

-C-

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Thomas Mosley, Quinnie Mosley, Walter Mosley,
Timothy Mosley, and Paquita Mosley, Individually and as
Personal Representative of the Estate of Ellec Mosley,

Respondents

PROOF OF SERVICE

This is to certify that I, Rufus Lyndell Griffin, have served a copy of Appellant's 'Motion to Vacate Order' and 'Motion for Extension' and 'Exhibits' on all named Respondents via First Class US Mail, on December 27, 2019. Parties were served, via each Respondent's attorney of record, or individually if no attorney of record, as follows:

Paquita Mosley- (Rachael A. Dain, 810 Dutch Square Blvd., Ste 215, Columbia, SC 29210 &
Palmer Freeman, Jr., PO Box 8086, Columbia, SC 20202

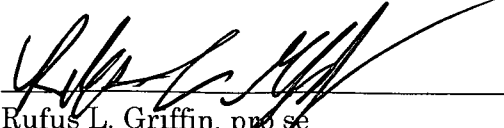
Thomas Mosley- (1018 Price Ave., Columbia, SC 20201/no counsel of record),

Timothy Mosley, Walter Mosley-(Randall D. Williams, PO Box 70, Edgefield, SC 29824)

Quinnie Mosley- (Eydie J. Tillman, P.O. Box 71, Edgefield, SC 29824)

Betty Mosley- (Eleazer Carter, P.O. Box 187, Manning, SC 29192)

December 27, 2019
(date)


Rufus L. Griffin, pro se
313 Fifth Ave., McCormick, SC, 29835
(864) 852-2163