

91760

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM KERSHAW COUNTY
Court of Common Pleas

The Honorable Jean Hoefer Toal, Acting Circuit Court Judge

Case No. 2017-CP-28-00831

RECEIVED
DEC 23 2019
SC Court of Appeals

IN THE MATTER OF:
LEMUEL WHITAKER BOYKIN, II, deceased

Rigdon H. Boykin, as sole disinterested Co-Trustee of the Lemuel
Whitaker Boykin, II Residuary Trusts A and B.....Appellant-Respondent

v.

Mary Deas Wortley, individually, as Co-Trustee of the Lemuel
Whitaker Boykin, II Residuary Trusts A and B, Co-Trustee of the
Lemuel Whitaker Boykin Marital Deduction Trusts A and B, and as
Co-Personal Representative of the Estate of Alice S. Boykin; Alice
B. Belger, individually, as Co-Trustee of the Lemuel Whitaker
Boykin, II Residuary Trusts A and B, and as Co-Personal
Representative of the Estate of Alice S. Boykin; Lemuel Whitaker
Boykin, III; and May Cantey Boykin, of whom

Mary Deas Wortley, and Alice B. Belger are..... Respondent-Appellants

And May Cantey Boykin is.....Appellant-Respondent

**CONSENT MOTION FOR EXTENSION OF THIRTY DAYS
TO FILE INITIAL BRIEFS**

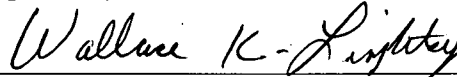
Appellant-Respondent Rigdon H. Boykin, with the consent of counsel for Respondent-
Appellants Mary Deas Wortley and Alice B. Belger, hereby moves the Court to extend the deadline

for the filing of initial briefs and designation of matter for record on appeal in this appeal and cross-appeal, for a period of thirty (30) days.

The grounds for this motion are as follows. The parties have been engaged in efforts to settle this litigation. To this end, the Court previously granted a joint request to extend the time for the initial briefs to January 13, 2020, to allow the parties time to explore settlement terms without incurring further costs and attorneys' fees to perfect their appeals. Counsel for the parties have made various proposals for settlement, but at this time are not in a position where it is likely they will be able to reach agreement on settlement by January 13, 2020.

Because of the upcoming holidays and travel plans in connection with them, the undersigned need additional time to prepare their initial brief if they are unable to make progress toward settlement. For this reason, the undersigned respectfully request that the time for filing the initial briefs be extended for thirty (30) days.

Respectfully Submitted,



Wallace K. Lightsey (SC Bar No. 6476)

Wade S. Kolb, III (SC Bar No. 100379)

Post Office Box 728

Greenville, SC 29602-0728

(864) 242-8200

wlightsey@wyche.com

wkolb@wyche.com

*Attorneys for Appellant-Respondent Rigdon H.
Boykin*

December 23, 2019

With the consent of:

James Y. Becker (SC Bar No. 64991)
Robert L. Reibold (SC Bar No. 9284)
Mary C. Eldridge (SC Bar No. 102698)
P.O. Box 11889
Columbia, SC 29211-1889
(803) 779-3080
jbecker@hsblawfirm.com

Attorneys for Respondent-Appellants

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM KERSHAW COUNTY
Court of Common Pleas

The Honorable Jean Hoefer Toal, Acting Circuit Court Judge

Case No. 2017-CP-28-00831

RECEIVED
DEC 23 2019
SC Court of Appeals

IN THE MATTER OF:
LEMUEL WHITAKER BOYKIN, II, deceased

Rigdon H. Boykin, as sole disinterested Co-Trustee of the Lemuel
Whitaker Boykin, II Residuary Trusts A and B.....Appellant-Respondent

v.

Mary Deas Wortley, individually, as Co-Trustee of the Lemuel
Whitaker Boykin, II Residuary Trusts A and B, Co-Trustee of the
Lemuel Whitaker Boykin Marital Deduction Trusts A and B, and as
Co-Personal Representative of the Estate of Alice S. Boykin; Alice
B. Belger, individually, as Co-Trustee of the Lemuel Whitaker
Boykin, II Residuary Trusts A and B, and as Co-Personal
Representative of the Estate of Alice S. Boykin; Lemuel Whitaker
Boykin, III; and May Cantey Boykin, of whom

Mary Deas Wortley, and Alice B. Belger are..... Respondent-Appellants

And May Cantey Boykin is.....Appellant-Respondent

PROOF OF SERVICE

The undersigned hereby certifies that on December 23, 2019, he served counsel for
Respondent-Appellants with the **Consent Motion for Extension of Thirty Days to File Initial**

Briefs by mailing a copy of the same by United States Mail with first class postage prepaid to the following:

James Y. Becker
Robert L. Reibold
Mary C. Eldridge
PO Box 11889
Columbia, SC 29211-1889

William S. Tetterton
PO Box 530
Camden, SC 29201

Wallace K. Lightsey

Wallace K. Lightsey (SC Bar No. 6476)
Wade S. Kolb, III (SC Bar No. 100379)
Post Office Box 728
Greenville, SC 29602-0728
(864) 242-8200
wlightsey@wyche.com
wkolb@wyche.com

*Attorneys for Appellant-Respondent Rigdon H.
Boykin*

W Y C H E

Attorneys at Law

December 23, 2019

BY HAND DELIVERY

Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Sumter Street
Columbia, South Carolina 29201

Re: *Rigdon H. Boykin v. Mary Deas Wortley, et al.*
Appellate Case No. 2019-001632

Dear Ms. Kitchings:

Enclosed for filing in the above referenced matter please find the original and one copy of the Consent Motion for Extension of Thirty Days to File Initial Briefs, along with proof of service for the same.

With highest regards,

Wallace K. Lightsey

Wallace K. Lightsey
(864) 242-8207
wlightsey@wyche.com

cc by email: William S. Tetterton, Esq.
James Y. Becker, Esq.
Robert L. Reibold, Esq.
Mary C. Eldridge, Esq.

Enclosures

RECEIVED
DEC 23 2019
SC Court of Appeals

W Y C H E
PROFESSIONAL ASSOCIATION

PO Box 728, Greenville, SC 29602-0728
p: 864.242.8200 | f: 864.235.8900
www.wyche.com