

THE STATE OF SOUTH CAROLINA
In the Court of Appeals



APPEAL FROM YORK COUNTY
Daniel D. Hall, Circuit Court Judge

Case No. 2018-CP-46-01592

Karen K. Baber, Appellant,

v.

Summit Funding, Inc., Appraisal Innovations, LLC, Brian L. Blue, The Gillen Law Firm, P.A., Michael F. Gillen, Allen Tate Co., Inc., Colleen Coesens, Jonathan Garvey, Robert Ouzts, Connie Delaney, and Gloria Long-Robinson,

Of Which Summit Funding Inc., Allen Tate Co., Inc., Colleen Coesens, Jonathan Garvey, Robert Ouzts, Connie Delaney, and Gloria Long-Robinson are the Respondents.

NOTICE OF MOTION AND MOTION TO STAY ALL DEADLINES

Pursuant to Rules 210 and 240 of the South Carolina Appellate Court Rules and the Order issued by the Supreme Court of South Carolina on March 20, 2020, regarding Operation of the Appellate Courts During the Coronavirus Emergency, the Appellant, Karen K. Baber, by and through her undersigned counsel, will move before this Honorable Court for a tolling of all pending filing deadlines in the above-captioned action.

Appellant respectfully moves this Honorable Court for a stay of all deadlines in the above-captioned action, to include the filing of the Record on Appeal, until August 1, 2020. Appellant first came to my office with regarding to the above-referenced matter in April 2019. Because the case involved many technical legal issues, I associated Glenn E. Bowens, Esquire, to handle the legal issues and the subsequent appeal. I have not been involved in these issues.

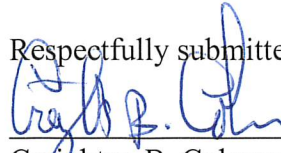
Currently, the posture of the appeal is before this Court with the Appellant's Record on Appeal due, and the Respondents' counsel have already submitted their Designations of Matter. There has already been one (1) extension and a second extension filed on May 4, 2020, with no ruling.

Mr. Bowens has been hospitalized at Providence Health Hospital twice in the past two (2) months, and it is anticipated that he will be incapacitated for at least two (2) more months. Without revealing Mr. Bowens's health condition, he has been in a life-threatening condition and is expected to undergo serious surgeries that are life-altering. Chief Administrative Judge Brian Gibbons has stayed all of Mr. Bowens's cases in the Sixth Circuit through May and June. We are requesting a stay of all deadlines in this matter for June and July.

Appellant's counsel has reached out to the Respondents' counsel. Susan Driscoll, counsel for Respondent Summit Funding, Inc., and Thomas Ogburn, counsel for Respondents Allen Tate Co. Inc., Colleen Coesens, Jonathan Garvey, Robert Ouzts, and Connie Delaney, have stated that they oppose any further extensions of this matter. At the time of filing this Motion, Appellant's counsel have not heard from counsel for Respondent Gloria Long-Robinson. However, we feel that this request to stay the case through June and July will not unduly prejudice the Respondents.

- Signature Page to Follow -

Respectfully submitted,



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Attorneys for the Appellant

Winnsboro, South Carolina
June 4, 2020

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM YORK COUNTY
Daniel D. Hall, Circuit Court Judge

Case No. 2018-CP-46-01592

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Jun 04 2020
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Of Which Summit Funding Inc., Allen Tate Co., Inc., Colleen Coesens, Jonathan Garvey, Robert Ouzts, Connie Delaney, and Gloria Long-Robinson are the Respondents.

PROOF OF SERVICE

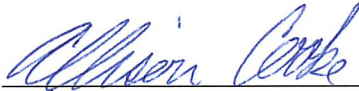
The undersigned hereby certifies that on the date indicated below she served the below counsel of record with a copy of the Notice of Motion and Motion to Stay All Deadlines by emailing copies of the same to the following email addresses:

Poyner Spruill, LLP
Thomas Lynn Ogburn, III
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Attorney for Respondent Gloria Long-Robinson

June 4, 2020



Allison Cooke, Paralegal

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June⁴, 2020

Via US Mail and email: ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings

Clerk of Court

South Carolina Court of Appeals

1220 Senate St.

Columbia, SC 29201

RECEIVED

Jun 04 2020

SC Court of Appeals

Re: Karen K. Baber v. Summit Funding, Inc., et al.
Appellate Case No.: 2019-001440
York County Case No. 2018-CP-46-01592

Dear Ms. Kitchings:

Please find enclosed an original and one (1) copy of a *Notice of Motion and Motion to Stay All Deadlines* for filing in the above-referenced matter. Also enclosed is a check in the amount of Fifty and no/100 Dollars (\$50.00) to cover the filing fee. Once these documents have been filed, please return the file-stamped copy to our office in the enclosed self-addressed stamped envelope.

By copy of this letter, we are serving all counsel of record a copy of the same.

Thank you for your attention to this matter. If you have any questions or need any additional information, please do not hesitate to contact me.

Yours very truly,

Creighton B. Coleman

CBC/arc

cc: Susan Elizabeth Driscoll (w/ encl.)
Thomas Lynn Ogburn, III (w/ encl.)
Montrio Montess Belton, Sr. (w/ encl.)
Glenn E. Bowens (w/ encl.)
The Honorable James E. Lockemy (w/ encl.)