

Attachment C

Motion for Appropriate Relief Pursuant to SC Efile  
Manual filed May 20, 2020  
(no ruling to date)

STATE OF SOUTH CAROLINA )  
 )  
 COUNTY OF CHARLESTON )  
 )  
 IN THE MATTER OF: ESTATE OF ANNIE )  
 MAE CROSBY )  
 )  
 )  
 JESSIE FRED CROSBY AND ROBERT )  
 EDWARD CROSBY, JR., )  
 )  
 PETITIONERS, )  
 )  
 VS. )  
 )  
 )  
 ROSE MAE CROSBY WALSH, Individually )  
 and as Personal Representative of the Estate )  
 of Annie Mae Crosby, and KELVIN WAYNE )  
 CROSBY, )  
 RESPONDENTS, )  
 )  
 Of whom ROSE MAE CROSBY WALSH, )  
 Individually and as Personal Representative of )  
 the Estate of Annie Mae Crosby is the )  
 )  
 APPELLANT. )  
 )

IN THE COURT OF COMMON PLEAS  
NINTH JUDICIAL CIRCUIT

(Probate Case No. 2016-ES-10-02054)

CASE NO. 2019-CP-10-1887



**MOTION FOR APPROPRIATE RELIEF  
PURSUANT TO SC EFILE RULE 4**

Rose Mae Crosby Walsh in both her individual capacity and as Personal Representative of the Estate of Annie Mae Crosby moves pursuant to Rule 4 of the South Carolina Efile Court Rules for what the rule refers to as “appropriate relief” to deem the Motion to Alter or Amend accepted by the Clerk on May 20 to have been served and filed on May 18, when it was originally submitted and received in the efile system.

As reflected in the document at Attachment A, the Motion to Alter or Amend was received by the clerk of court through the efile system on May 18.

As reflected in the document at Attachment B, the clerk's office took no action on the e-filing until May 20 at 8:33 a.m., when a notice of rejection was sent for a formatting issue — the Motion was submitted as a "reconsideration." Counsel spoke with the clerk's office and was directed to the clerk's preferred format. As reflected in Attachment C, a correction was submitted by 10:22 a.m. using the formatting preferred by the clerk. Nothing was changed about the motion other than the formatting requested by the clerk.

Pursuant to Efile Court Rule 4, separate service of the document was made by email and regular mail within one day of notice of the on May 20, and a certificate of that service was submitted to the clerk through the efile system.

This motion requests the motion to Alter or Amend by deemed filed and served on May 18, when originally submitted, as permitted by Efile Court Rule 4.

### **Conclusion**

The Motion to Alter or Amend should be deemed filed and served on May 18, 2020, as its May 20 rejection and correction was purely a format issue.

Respectfully submitted,

*s/ Gregg Meyers*

Gregg Meyers, S.C. bar No. 9908  
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Mt. Pleasant SC 29464  
843-324-1589  
[attygm@gmail.com](mailto:attygm@gmail.com)

*Attorney for Rose Walsh, individually and as  
Personal Representative*

**From:** efiledonotreply@sccourts.org,

**To:** attygm@gmail.com,

**Cc:** attygm@aol.com,

**Subject:** Received Notice: Your filing, Re: 2019CP1001887 - (940) Probate Court Appeal - Petition/Reconsideration, was received

**Date:** Mon, May 18, 2020 7:46 pm

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**To:** Gregg E. Meyers attygm@gmail.com  
**From:** efiledonotreply@sccourts.org  
**Date:** 2020-05-18 20:46:24.317  
**Subject:** Your electronic filing, Re: 2019CP1001887 - (940) Probate Court Appeal - Petition/Reconsideration, was received by CIRCUIT COURT.

Case Number: 2019CP1001887  
Case Type: (940) Probate Court Appeal  
Document Type: Petition/Reconsideration  
Document Type: Exhibit/Filing of Exhibits  
Document Type: Exhibit/Filing of Exhibits

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Attachment A



Gregg Meyers <attygm@gmail.com>

**Rejection Notice: Your filing, Re: 2019CP1001887 - (940) Probate Court Appeal - Petition/Reconsideration, was rejected**

1 message

**efiledonotreply@sccourts.org** <efiledonotreply@sccourts.org>

Wed, May 20, 2020 at 8:33 AM

To: attygm@gmail.com

Cc: attygm@aol.com

**To:** Gregg E. Meyers [attygm@gmail.com](mailto:attygm@gmail.com)  
**From:** [efiledonotreply@sccourts.org](mailto:efiledonotreply@sccourts.org)  
**Date:** 2020-05-18 20:46:24.317  
**Subject:** Your electronic filing, Re: 2019CP1001887 - (940) Probate Court Appeal - Petition/Reconsideration, was rejected by CIRCUIT COURT.

Case Number: 2019CP1001887  
Case Type: (940) Probate Court Appeal  
Document Type: Petition/Reconsideration  
Document Type: Exhibit/Filing of Exhibits  
Document Type: Exhibit/Filing of Exhibits  
Reason(s) rejected: The document is a Motion. Please use the Motion code and attach the \$25 filing fee.  
-DS

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Attachment B



Gregg Meyers <attygm@gmail.com>

**Accepted Notice: Your filing, Re: 2019CP1001887 - (940) Probate Court Appeal - Motion/Alter and/or Amend, was accepted**

1 message

**efiledonotreply@sccourts.org** <efiledonotreply@sccourts.org>

Wed, May 20, 2020 at 10:22 AM

To: attygm@gmail.com

Cc: attygm@aol.com

**To:** Gregg E. Meyers [attygm@gmail.com](mailto:attygm@gmail.com)  
**From:** [efiledonotreply@sccourts.org](mailto:efiledonotreply@sccourts.org)  
**Date:** 2020-05-20 09:59:22.207  
**Subject:** Your electronic filing, Re: 2019CP1001887 - (940) Probate Court Appeal - Motion/Alter and/or Amend, was accepted by CIRCUIT COURT.

Case Number: 2019CP1001887  
Case Type: (940) Probate Court Appeal  
Document Type: Motion/Alter and/or Amend  
Document Type: Exhibit/Filing of Exhibits  
Document Type: Exhibit/Filing of Exhibits  
Reason(s) : (none provided)

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Attachment C