

**RECEIVED**STATE OF SOUTH CAROLINA  
In the Court of Appeals

OCT 09 2020

SC Court of Appeals

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APPEAL FROM AIKEN COUNTY  
Court of Common Pleas  
The Honorable Doyet A. Early, III Circuit Court Judge

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Appellate Case No. 2019-000362

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Adele J. Pope, Appellant

v.

Estate of James Brown and The James Brown 2000 Irrevocable Trust, Defendants

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**APPELLANT'S MOTION TO FILE AMENDED REPLY BRIEF OUT OF TIME**  
**(With Consent of Respondents)**

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Appellant Adele J. Pope ("Appellant") moves pursuant to Rule 263(b) to accept her Amended Initial Reply Brief, filed herewith,<sup>1</sup> out of time. The grounds of this motion are set out below:

1. By Order dated July 6, 2020, this Court struck Appellant's initial reply brief and directed that an amended brief be within 30 days.
2. By the same Order, this Court directed that an Amended Record on Appeal be filed within the same time period.
3. Appellant sought and received an extension of time for filing the Amended Record,

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<sup>1</sup> Because the Record has been filed, the amended initial reply brief makes references to documents included in the Record by their page number therein.

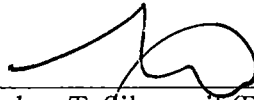
but inadvertently omitted from that request and the resulting calendar reminder the amended reply brief.

4. In the process of preparing the final briefs herein, Appellant's counsel realized the oversight.
5. Appellant has consulted with Respondents, who consent to the filing of the amended reply brief out of time.
6. Appellant files herewith her amended initial reply brief, along with her final brief and final reply brief, so no delay in the case proceeding has been caused.

#### **Conclusion**

For the foregoing reasons, Appellant respectfully asks that this Court accept her amended initial reply brief as filed herewith.

Respectfully submitted,



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*Counsel for Appellant*

October 9, 2020

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**PROOF OF SERVICE**

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The undersigned counsel for Appellant certifies that he has served a copy of the following:

1. Motion to File Amended Reply Brief Out of Time;
2. Amended Initial Reply Brief
3. Final Brief; and
4. Final Reply Brief

on all Respondents on the date shown below, by emailing a copy to their counsel, addressed as follows:

J. David Black (Bar No. 68499)  
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October 9, 2020

s/Adam T. Silvernail

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