

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

Oct 26 2020

SC Court of Appeals

APPEAL FROM KERSHAW COUNTY
Court of Common Pleas

The Honorable Jean Hoefer Toal, Acting Circuit Court Judge

Appellate Case No. 2019-001632

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

Lemuel Whitaker Boykin, III, and May Cantey Boykin are..... Respondents.

APPELLANT-RESPONDENT’S MOTION FOR
EXTENSION OF TIME TO FILE RETURN TO MOTION
TO STRIKE

Appellant-Respondent Rigdon H. Boykin (“Rigdon”) hereby moves for a ten-day
extension of time in which to serve and file his Return to Respondent-Appellants Mary Deas

Wortley and Alice B. Belger's ("Wortley and Belger") Motion to Strike material from Rigdon's Reply Brief.

Wortley and Belger filed their Motion to Strike on October 19, 2020, making Rigdon's Return currently due on October 29, 2020. The undersigned respectfully requests a ten-day extension of this deadline through and including November 9, 2020.

Rigdon requests this extension to accommodate counsel's existing work commitments and schedules.

Counsel for Wortley and Belger and Counsel for Respondents have been consulted and have indicated they consent to this Motion.

Respectfully Submitted,

s/Wallace K. Lightsey

Wallace K. Lightsey (SC Bar No. 6476)

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

WYCHE, PA

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Attorneys for Appellant-Respondent Rigdon H.

October 26, 2020

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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

Lemuel Whitaker Boykin, III, and May Cantey Boykin are..... Respondents.

PROOF OF SERVICE

This is to certify that I have this date caused to be served a true and correct copy of the
foregoing *Appellant-Respondent's Motion for Extension of Time to File Return to Motion to*

Strike and *Proof of Service* on counsel in this action by email and by causing the same to be deposited in the United States mail, first class postage affixed, addressed as follows:

James Y. Becker
Robert L. Reibold
Mary C. Eldridge
HAYNSWORTH SINKLER BOYD, P.A.
1201 Main Street, Suite 2200
PO Box 11889 (29211-1889)
Columbia, South Carolina 29201

William S. Tetterton
P.O. Box 530
Camden, South Carolina 29021

This 26th day of October, 2020.

s/Wallace K. Lightsey

Wallace K. Lightsey (SC Bar No. 6476)

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

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Attorneys for Appellant-Respondent Rigdon H. Boykin

W Y C H E

Attorneys at Law

October 26, 2020

BY EMAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals, Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

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SC Court of Appeals

Re: *Rigdon H. Boykin, as sole disinterested Co-Trustee of the Lemuel Whitaker Boykin, II Residuary Trusts A and B 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*
Appellate Case No. 2019-001632

Dear Ms. Kitchings:

Enclosed please find for filing with the Court, a copy of Appellant-Respondent's Motion for Extension of Time to File Return to Motion to Strike and Proof of Service for the same.

By copy of this letter, we are serving the Appellant-Respondent's Motion for Extension of Time to File Return to Motion to Strike on all parties to this appeal.

If you have any questions, please do not hesitate to contact our office.

With highest regards,

s/Wallace K. Lightsey
Wallace K. Lightsey
wlightsey@wyche.com
(864) 242-8200

Enclosures

cc: James Y. Becker, Esq. – *via Email*
Robert L. Reibold, Esq. – *via Email*
Mary C. Eldridge, Esq. – *via Email*
William S. Tetterton, Esq. – *via Email*