



Holcombe Bomar, P.A.

William U. Gunn
Koger M. Bradford
William B. Darwin, Jr.
W. McElhane White
A. Todd Darwin
Todd R. Flippin
Konstantine S. Diamaduros
Neville Holcombe, 1902-1983
Horace L. Bomar, 1912-1994

101 W. St. John Street, Suite 200,
Spartanburg, SC 29306

phone (864) 594-5300

www.holcombebomar.com

fax (864) 585-3844

tflippin@holcombebomar.com

P.O. Box 1897
Spartanburg, SC 29304

Direct Dial: (864) 594-5323

October 30, 2019

VIA ELECTRONIC MAIL ONLY

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

RECEIVED

Oct 30 2020

SC Court of Appeals

RE: *Kacey Green v. Mervin Lee Johnson*
App. Case No. 2020-001254
HB File No. 15580

Dear Ms. Kitchings:

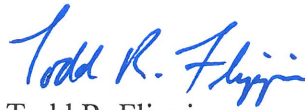
Respondent-Appellant Johnson requests a thirty (30) day extension of time to file his initial brief in support of his cross-appeal in this matter. On October 5, 2020, the undersigned informed the Court that my office received the transcript from a hearing before the Honorable James B. Jackson, Jr., Master-in-Equity regarding the above-referenced matter. Accordingly, I informed the Court of my intent to file my Initial Appellant Brief in this matter on or before November 1, 2020. However, in error I did not request or receive transcripts for the May 22, 2019 damages hearing or the audio recording of the October 21, 2019 hearing on Respondent-Appellant's motion to set aside the entry of default, which hearings form the basis of this cross-appeal. Therefore, my letter dated October 5th was premature. Although Appellants-Respondents have already received these transcripts, Respondent-Appellant will need to order same from the court reporter. Respondent-Appellant will update his correspondence with Court Administration regarding these transcripts.

Respondent-Appellant also requests this extension of time due to the procedural posture of this appeal. Appellants-Respondents on August 24, 2020 timely filed a S.C.R.Civ.P. 59(e) motion for reconsideration seeking Judge Jackson's review of the court's amended damages order dated August 14th. Notwithstanding that motion, Appellants-Respondents served their notice of appeal on September 14, 2020. Respondent-Appellant learned from Judge Jackson's chambers on September 18th that the trial court believed it no longer had jurisdiction over this case. Respondent-Appellant's notice of appeal followed on September 25th.

Respondent-Appellant contends the motion for reconsideration stays the parties' deadline to serve notices of appeal from the amended order on damages. Respondent-Appellant therefore intends to file a motion to hold Appellants-Respondents' appeal, and Respondent-Appellant's cross-appeal, in abeyance pending the trial court's resolution of that motion.

Please do not hesitate to contact me if you have any questions or concerns.

Sincerely,



Todd R. Flippin

cc: David R. Williams, Esq.
Charlie H. Williams III, Esq.
Virginia W. Williams, Esq.
E. Mason West, Esq.