

The Supreme Court of South Carolina

Patricia Lutz, Petitioner,

v.

Eastpoint Properties, LLC and Scollon Family
Partnership, LLC, Respondents.

Appellate Case No. 2020-001224
Lower Court Case No. 2013CP3200871

ORDER

By order dated December 5, 2019, the South Carolina Court of Appeals dismissed petitioner's appeal based on her failure to serve and file the initial brief and designation of matter.¹ On March 11, 2020, in response to petitioner's motion to reinstate, the Court of Appeals ordered petitioner to serve and file her initial brief and designation of matter within thirty days, but did not formally reinstate the appeal. The Court of Appeals subsequently granted petitioner two additional extensions.

On July 2, 2020, the Court of Appeals denied petitioner's third motion for an extension of time and ordered that she file the initial brief and designation of matter by July 15, 2020. The Court of Appeals denied a further request for an extension and formally denied petitioner's petition for rehearing or to reinstate on August 13, 2020.

On September 11, 2020, petitioner filed a document with this Court "requesting a writ of certiorari." The Clerk of Court, by letter dated September 22, 2020, instructed petitioner to file a petition for a writ of certiorari that complied with Rule 242(d) of the South Carolina Appellate Court Rules (SCACR) no later than

¹ Petitioner served the notice of appeal on July 19, 2018. The Appellate Case Number before the Court of Appeals was 2018-001387.

October 7, 2020. The Clerk of Court subsequently granted petitioner two further extensions of time by orders dated October 12, 2020, and October 23, 2020. As a result, petition has had the twenty (20) days permitted by this Court's order dated July 16, 2014.²

Petitioner now seeks an "indefinite" extension to serve and file her petition for a writ of certiorari. The request is denied, and this matter is dismissed based on petitioner's failure to timely serve and file a petition for a writ of certiorari.



C.J.

FOR THE COURT

Columbia, South Carolina
November 12, 2020

cc:

Taylor Anthony Peace, Esquire
M. Alan Peace, Esquire
Patricia L. Lutz

² This order is available at
<https://www.sccourts.org/whatsnew/displaywhatsnew.cfm?indexID=963>.