

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Lisa Lee Smith, Special Referee

Appellate Case No. 2020-001389
Case No. 2014-CP-32-02795

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Dec 03 2020

S.C. SUPREME COURT

Federal National Mortgage Association ("Fannie Mae"),
a corporation organized and existing under
the laws of the United States of America,

Respondent,

v.

D. Randolph Whitt and Pearce W. Fleming,

Defendants,

Of whom D. Randolph Whitt is the,

Petitioner.

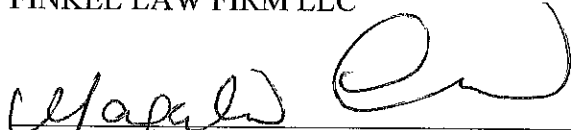
**MOTION TO FILE AND SERVE
RETURN TO PETITION FOR WRIT OF CERTIORARI OUT OF TIME**

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Attorneys for Respondent

NOW COMES Respondent Federal National Mortgage Association (“Fannie Mae”), a corporation organized and existing under the laws of the United States of America, who, by and through its undersigned counsel, respectfully moves before the Court for an extension of time in which to serve the *Respondent’s Return to the Petition for Writ of Certiorari* upon the Petitioner and file the same and the accompanying *Proof of Service* with the Court. The *Respondent’s Return to the Petition for Writ of Certiorari* was due to be served on opposing counsel, and an original *Proof of Service* filed with the Court, on or before Monday, November 16, 2020. Appellant moves for the due date to be extended to Friday, December 4, 2020. Due to inadvertence and unforeseen circumstances, the deadline to serve and file the *Respondent’s Return* and accompanying *Proof of Service* was mis-calendared. Respondent respectfully submits that Petitioner would not be prejudiced by the Court’s granting this Motion.

Respectfully submitted,

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December 3, 2020

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