

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

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**APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas**

SC Court of Appeals

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

**Case No. 2018-CP-07-01457
Appellate Case No. 2020-001178**

**Olivia Austin and Michelle Dinatale,
as Co-Executors of the Estate of
Albert R. Scansaroli,**

Respondents,

v.

Helen Rizzo,


Appellant.

**MOTION TO AMEND APPELLANT'S INITIAL BRIEF AND DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellant hereby moves to amend Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case. The amendments are necessary to resolve issues that have been discussed between counsel for the parties and which were initially raised by counsel for the Respondents. The proposed amendment has been filed with this Court, and the Appellant's counsel believes that there is good cause to grant this motion. Respondents have not objected to the filed Amended Initial Brief and Amended Designation of Matter to be Included in the Record on Appeal.

WHEREFORE, the Appellant prays that this Court enter an order allowing Appellant to amend her Initial Brief and Designation of Matter to be Included in the Record.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'E.A. Smith', is written over a horizontal line.

Evan A. Smith (SCB#100991)

Evan Smith Law Firm, LLC

P.O. Box 976

Charleston, SC 29402

(843) 804-8550

Attorney for Appellant

February 1, 2021

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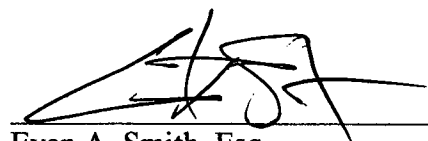
Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below he served the Respondents, Olivia Austin and Michelle Dinatale, through their attorney, Daniel F. Blanchard, III, with a copy of the Motion to Amend Appellant's Initial Brief and Amended Designation of Matter to Be Included in Record on Appeal by mailing a copy of the same by United States Mail with first class postage to the following address on February 1, 2021.

Daniel F. Blanchard, III
Rosen & Hagood
151 Meeting Street, Suite 400
Charleston, SC 29401

February 1, 2021


Evan A. Smith, Esq.

127 King Street, Suite 203
Charleston, SC 29401
Tel: 843.804.8550
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SC Court of Appeals

February 1, 2021

Via U.S. Mail

Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: Olivia Austin and Michelle Dinatale, as Co-Executors of the Estate of Albert T.
Scansaroli v. Helen Rizzo
Appellate Case No. 2020-00178

Dear Ms. Kitchings:

Enclosed please find a Motion to Amend Appellant's Brief and Designation of Matter to be Included in Record on Appeal in the above-referenced case along with the required six (6) copies. We have also enclosed the Proof of Service.

Please file the enclosed documents and return copies to my office in the enclosed self-addressed envelope.

Thank you for your assistance in this matter.

Sincerely,

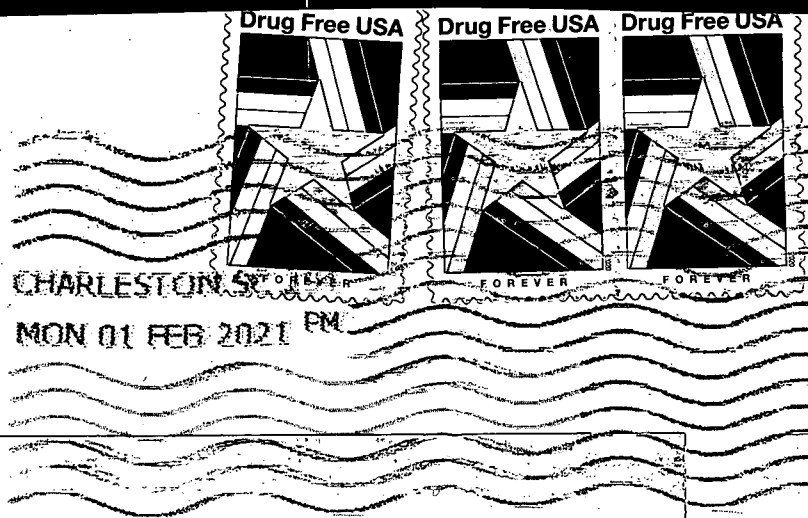
Evan A. Smith

Enclosures (as stated)
cc: Daniel F. Blanchard, III



Evan Smith
PO Box 976
Charleston, SC 29402

Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
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