

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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Feb 05 2021

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

SC Court of Appeals

The Honorable James B. Jackson, Jr., Master-in-Equity

Case No. 2020-001254

Kacey Green and Charinrath Green, Appellants-Respondents,

v.

Mervin Lee Johnson, Respondent-Appellant.

MOTION TO AMEND OR CORRECT

Respondent-Appellant Mervin Lee Johnson (“Johnson”) respectfully requests that the Court correct a scrivener’s error in its order, which is dated February 4, 2021, granting Respondent-Appellant’s Motion to Hold Appeals in Abeyance. The first sentence of that order refers to “Respondent-Appellant’s pending Rule 59(e), SCRCPC, motion.” The pending Rule 59(e) motion was instead filed by Appellants-Respondents.

Out of an abundance of caution, Johnson additionally requests that the Court clarify the scope of its February 4, 2021 order. The order refers to Johnson’s “motion to hold *this* appeal in abeyance.” For the sake of clarity, Johnson asks that the Court indicate that both Appellants-Respondents’ Appeal and Johnson’s Cross-Appeal are held in abeyance pending the master-in-equity’s ruling on the Rule 59(e) motion.

HOLCOMBE BOMAR, P.A.

P.O. Box 1897
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(864) 594-5300

By: *s/Todd R. Flippin*

William B. Darwin, Jr. (S.C. Bar No. 15109)
Todd R. Flippin (S.C. Bar No. 101197)

Attorneys for Respondent-Appellant

Spartanburg, South Carolina

February 5, 2020

The South Carolina Court of Appeals

Kacey Green and Charinrath Green, Appellants-
Respondents,

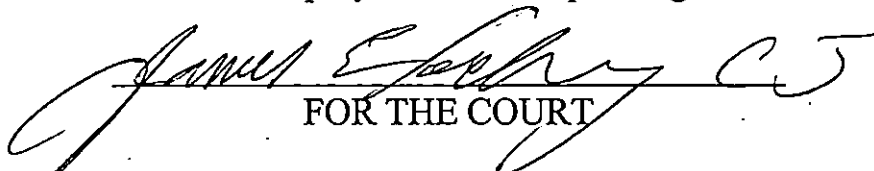
v.

Mervin Lee Johnson, Respondent-Appellant.

Appellate Case No. 2020-001254

ORDER

Respondent-Appellant's motion to hold this appeal in abeyance and to remand this matter for consideration of Respondent-Appellant's pending Rule 59(e), SCRCP, motion is granted. Respondent-Appellant shall provide this court with status updates every thirty days until the master-in-equity resolves the pending motion.


FOR THE COURT

Columbia, South Carolina

cc:
Edgar Mason West, Esquire
Charlie Hiram Williams, III, Esquire
David Reynolds Williams, Esquire
Virginia Watson Williams, Esquire
Todd Russell Flippin, Esquire
A. Walker Barnes, Esquire
The Honorable James B. Jackson, Jr.
The Honorable Winnifa B. Clark

FILED
Feb 04 2021

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v.

Mervin Lee Johnson, Respondent-Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that on the 5th day of February, 2021, he has served the Motion to Correct or Amend the Order Granting Respondent-Appellant's Motion to Hold Appeals in Abeyance in this matter by e-mailing copies of the same to the following addresses:

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

RESPECTFULLY SUBMITTED,

By:



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&

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February 5, 2021

VIA ELECTRONIC MAIL ONLY ctappfilings@sccourts.org

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

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

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SC Court of Appeals

Dear Ms. Kitchings:

Attached please find the Motion to Correct or Amend the Order Granting Respondent-Appellant's Motion to Hold Appeals in Abeyance, along with the Proof of Service for the same.

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

Sincerely,

Todd R. Flippin

cc: David R. Williams, Esq. (via email only)
Charlie H. Williams III, Esq. (via email only)
Virginia W. Williams, Esq. (via email only)
E. Mason West, Esq. (via email only)