

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Court of Common Pleas

Clifton B. Newman, Circuit Judge

Case No. 2021-000461

Ex Parte: Lashelle Burnette,

Appellant,

Ex Parte: James Monroe
Elliott, Sr. as Personal
Representative of the Estate of
Tamesha Singletary,

Respondent,

RECEIVED
May 21 2021
SC Court of Appeals

v.

In re: Petition for approval of
wrongful death claim settlement for
the estate of Tamesha Singletary, by
and through its personal representative,
James Monroe Elliott, Sr.

APPELLANT'S RETURN TO MOTION

Lashelle Burnett, by and through her undersigned attorney, respectfully opposes
Respondent James Monroe Elliott, Sr., as Personal Representative of the Estate of Tamehsa
Singletary's Motion to Dismiss. This Return is based on the following grounds:

1. Standing analysis is tied to the merits of Appellant's issues on appeal and her

appeal should not be dismissed before being afforded the opportunity to fully brief her position;

2. Appellant has sufficient standing to intervene because the tender of insurance coverage coupled with Appellant's acceptance created enforceable rights and duties.

For the reasons stated above, and those in her Memorandum, the Respondent's Motion to Dismiss should be denied.

s/W. Hugh McAngus, Jr. _____
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May 21, 2021