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Jun 18 2021
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

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 FOR AN EXTENSION OF TIME TO FILE RETURN TO APPELLANTS-
RESPONDENTS' MOTION TO DISMISS**

Appellants-Respondents Kacey Green and Charinrath Green's (collectively the "Greens") filed on June 4, 2021 a motion to dismiss Respondent-Appellant Mervin Lee Johnson's ("Johnson") notice of cross-appeal and subsequent notice of appeal. The undersigned attempted to file Johnson's return to the Greens' motion to dismiss on June 14, 2021. However, due to technical difficulties with remotely accessing the law firm server, the email filing and serving that return was sent five-minutes late at 12:05 am on June 15th. Exhibit A, Email to Ms. Jenny Abbott Kitchings. The clocked copy of that return shows that it was filed on June 15, 2021. Johnson humbly requests that this Court grant this motion and retroactively provide Johnson a one-day extension of time to submit his return to the Greens' motion to dismiss.

HOLCOMBE BOMAR, P.A.
P.O. Box 1897
Spartanburg, SC 29304
(864) 594-5300

By: *s/Todd R. Flippin*

William B. Darwin, Jr. (S.C. Bar No. 15109)
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Attorneys for Respondent-Appellant

Spartanburg, South Carolina

June 18, 2021

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

Case No. 2020-001254

Exhibit A

Todd Flippin

From: Todd Flippin
Sent: Tuesday, June 15, 2021 12:05 AM
To: Court Of Appeals Filings
Cc: Virginia Williams; charlie@williamsattys.com; David Williams; Mason West; Valerie Grohs
Subject: Green v. Johnson - Return to Motion to Dismiss
Attachments: Ltr- to Ct. of App. (6-14-21).pdf; Def's Return to P's MTD (6-14-21).pdf; Ex. A - Rule 59(e) Motion.pdf; POS - Return to P's MTD (6-14-21).pdf

Dear Ms. Kitchings,

Please accept the attached Return to Motion to Dismiss for Filing.

Thank you,

Todd

Todd Russell Flippin
HOLCOMBE BOMAR, P.A.
101 W. St. John St., Suite 200
Spartanburg, SC 29306
(864)594-5300
(864)594-5323 - *direct*
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PROOF OF SERVICE

The undersigned hereby certifies that on the 18th day of June, 2021, he has served counsel for Respondents with a copy of the **MOTION FOR AN EXTENSION OF TIME TO FILE RETURN TO APPELLANTS-RESPONDENTS' MOTION TO DISMISS** together with all enclosures in this matter by electronically mailing copies of the same to the following addresses:

David R. Williams, Esq.
Charlie H. Williams III, Esq.
Virginia W. Williams, Esq.
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Todd R. Flippin
Konstantine S. Diamaduros

Neville Holcombe, 1902-1983
Horace L. Bomar, 1912-1994

June 18, 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

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Jun 18 2021

SC Court of Appeals

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

Dear Ms. Kitchings:

Enclosed please find for filing our Motion for an Extension of Time for Return to Appellants-Respondents' Motion to Dismiss in the above referenced matter, along with our exhibits and Proof of Service.

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

Sincerely,


Todd R. Flippin

Enclosures

cc: David R. Williams, Esq. (Via E-Mail Only - david@williamsattys.com)
Charlie H. Williams III, Esq. (Via E-Mail Only - chwilliamsiii@williamsattys.com)
Virginia W. Williams, Esq. (Via E-Mail Only - ginny@williamsattys.com)
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