



ADMITTED IN S.C. and N.C.\*  
 United States Supreme Court\*  
 U.S. Court of Appeals 4th Circuit\*^  
 U.S. District Court – South Carolina\*^  
 U.S. District Court – North Carolina\*  
 (Eastern, Middle and Western Districts)  
 S.C. Supreme Court\*^  
 N.C. Supreme Court\*  
 S.C. Court of Appeals\*^  
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November 12, 2021  
 Via Court of Appeals E-filing

**RECEIVED**

**Nov 12 2021**

**SC Court of Appeals**

The Hon. Jenny Abbott Kitchings  
 Clerk, SC Court of Appeals  
 PO Box 11629  
 Columbia, SC 29211  
 ctappfilings@sccourts.org

Re: *SC Farm Bureau Mutual Ins Co. v. Driggers et al, Case No.: 2021-000835*

Dear Ms. Kitchings:

Although the Rules do not appear to allow for a Return to a Reply to a Motion, there is a very important point to raise concerning our Return to Travelers Motion to Dismiss the above appeal. Travelers Reply to our Return, alleges that we were late in filing, because the Return should have been filed Friday, November 5, 2021 instead of Monday, November 8, 2021. This is incorrect because the due date for our Return is based upon Travelers service upon Farm Bureau. Per the enclosed Proof of Service, filed the Court, Travelers served our law firm at an email address other than that registered with AIS. It was, in fact, a very old email address no longer received by the firm. Therefore, to date, we have not been served by Travelers with the Motion to Dismiss, so, according to the Rules of Appellate Procedure, Rule 240(e), our Return was not late as the deadline was never tolled.

We will be glad to file this as a Return to Travelers Reply, or in such form as the Court instructs.

Thanking the Court, and with best regards, I remain

*J. Dwight Hudson, Esq.*  
 J. Dwight Hudson, Esq.

JDH: mag  
 Enclosure(s): Proof of Service re Travelers Motion to Dismiss  
 Cc: Counsel Via AIS Registered Email, by copy of e-filing