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Jan 06 2022

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from the Richland County Court of Common Pleas
For the Fifth Judicial Circuit

Trevor Eddy, Esquire, Special Referee

Circuit Case No.: 2021-CP-40-03536

Audra Hall,

Respondent

v.

Merit Transport, Inc.,

Appellant.

RESPONSE TO MOTION FOR LEAVE

On December 14, 2021, Appellant Merit Transport, Inc. (“Appellant”) moved this Court for an Order granting leave to permit the Special Referee to consider a pending Rule 60(b), SCRCF motion. The Appellant also asked the Court to hold the current appeal in abeyance pending the Special Referee’s ruling on the Rule 60(b) motion. Respondent Audra Hall (“Respondent”) submits this Response to the Motion for Leave to let it be known that

Respondent consents to the Appellant's Motion for Leave to Permit the Special Referee to consider the Rule 60(b) motion and also consents to Appellant's request that this Court hold the current appeal in abeyance pending the Special Referee's ruling on the Rule 60(b) motion.

Respondent has no objection to any of the relief sought by Appellant in its Motion for Leave filed on December 14, 2021.

/s/ Kenneth Berger

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Attorneys for the Respondent

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Columbia, SC

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PROOF OF SERVICE

I certify that I have served the Response to Motion for Leave on Appellant Merit Transport, Inc. by emailing a copy, on January 6, 2022, to its attorney of record, Joseph Tierney, at joseph.tierney@rogerstownsends.com.

[Signature Page to Follow]

/s/ Elizabeth Dalzell

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January 6, 2022

Columbia, SC

Audra Hall, Respondent v. Merit Transport, Inc., Appellant (Case No.: 2021-CP-40-03536)

1 message

Elizabeth Dalzell <edalzell@bergerlawsc.com>

Thu, Jan 6, 2022 at 10:24 AM

To: joseph.tierney@rogerstownsend.com

Cc: Kenneth Berger <kberger@bergerlawsc.com>, Brad Lanford <blanford@bergerlawsc.com>, Brett Woron <brett@wdinjurylaw.com>, "Ami N. White" <awhite@bergerlawsc.com>

Good morning, Joe. Happy New Year! Attached please find a Response to the Motion for Leave and a Proof Service which we hereby serve upon you in the above case. We are filing the Response to let the Court know that we consent to your motion.

We will be filing the Response and Proof of Service with the Court of Appeals by email shortly.

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2 attachments **Response to Motion for Leave .pdf**
47K **Proof of Service Court of Appeals .pdf**
68K