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May 09 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM YORK COUNTY

Teasa K. Weaver, Master in Equity

Appellate Case No. 2021-000480

Jimmy Shaver,

Respondent,

v.

Donald Shaver

Appellant.

**MOTION TO CORRECT DEFICIENCIES IN RECORD ON APPEAL AND
EXTENSION OF TIME FOR RESPONDENTS TO FILE FINAL BRIEF**

The Respondent moves before this Court for an Order requiring the Appellant to correct the deficiencies in the Record on Appeal and also to grant the Respondent an extension of time to file their Final Brief.

The Appellant has prepared a five (5) volume Record on Appeal in this matter. Upon preparing his Final Brief, the Respondent has become aware of several deficiencies or clerical errors in the Record on Appeal that has prevented him from being able to properly prepare his brief. The Respondent's Final Brief is due on May 9, 2022. The deficiencies in the Record on Appeal that have been observed by Respondent is as follows:

1. The Index indicates that the Notice of Motion to Amend Judgment filed October 13, 2020, contains attachments, however the attachments are not contained in the Record on Appeal.
2. The Index indicates that the Plaintiff's Response to Motion to Amend filed November 3, 2020, contains attachments, however the attachments are not contained in the Record on Appeal.
3. There is a clerical error as the date of the Transcript Motion Hearing was February 25, 2020, not November 5, 2020, as indicated in the Record on Appeal.

Respondent respectfully requests that this Court issue an Order requiring the Appellant to correct the deficiencies contained in the Record on Appeal.

Respondent further respectfully requests an extension of time to file his Final Brief as his brief is currently due on May 9, 2022, and he is unable to comply with this deadline due to the deficiencies in the Record on Appeal.

Respectfully submitted,



Stephen D. Schusterman
SCHUSTERMAN LAW FIRM, PA
Post Office Box 4211
Rock Hill, South Carolina 29732
(803) 325-7788
Email: sdslaw@comporium.net
Attorney for Respondent

May 8, 2022

IN THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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May 09 2022

SC Court of Appeals

APPEAL FROM YORK COUNTY

In the Circuit Court

Teasa K. Weaver, Circuit Court Judge

Appellate Case No.: 2021-000480

Jimmy Shaver.....Respondent,

v.

Donnie Shaver.....Appellant.

CERTIFICATE OF SERVICE

I certify that I have served the Motion to Correct Deficiencies in Record on Appeal and Extension of Time for Respondents to File Final Brief on the Appellant by depositing it in the United States Mail, postage prepaid, on May 9, 2022, addressed to the attorney for Appellant, Mr. John Martin Foster, Esq., Post Office Box 106, Rock Hill, South Carolina 29731.

Stephen D. Schusterman
Post Office Box 4211
Rock Hill, South Carolina 29732
(803) 325-7788
sdslaw@comporium.net
ATTORNEY FOR APPELLANT

May 9, 2022
Rock Hill, South Carolina

SCHUSTERMAN LAW FIRM, P.A.

Attorney at Law

541 East Main Street * Post Office Box 4211 * Rock Hill, South Carolina 29732
Telephone 803 325 7788 * Facsimile 803 325 7889

Stephen D. Schusterman

May 9, 2022

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May 09 2022

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Jimmy Shaver v. Donnie Shaver
Case #: 2021-000480

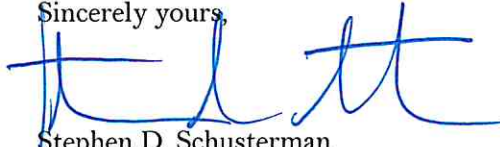
Dear Ms. Kitchings:

Enclosed please find an original and Six (6) copies of the Motion to Correct Deficiencies in Record on Appeal and Extension of Time for Respondents to File Final Brief along with a Fifty (\$50.00) Dollar check and a Certificate of Service.

If you have any questions or concerns please feel free to contact my office.

With best regards, I am

Sincerely yours,



Stephen D. Schusterman

Enclosure
SDS/as

Cc: John Martin Foster, Esq
Jimmy Shaver