IN THE SUPREME COURT OF THE STATE OF MISSISSIPPI

RONNIE DANEILLE DAVIS HARDIN

APPELLANT

VS.

NO. 2010-CA-00947

JONATHAN KYLE HARDIN

APPELLEE

Appeal from the Chancery Court of the Second Judicial District of Panola County State of Mississippi

Lower Court No. B-08-06-280

APPELLANT'S REPLY BRIEF

ORAL ARGUMENT NOT REQUSESTED

Jay Westfaul, Miss. Bar No.

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REASON FOR TARDY BRIEF

Although, opposing counsel certified to the court that he mailed a copy of the *Reply Brief* to the undersigned on December 16, 2010, he did not do so. The undersigned telephoned the Supreme Court Clerk and requested that a copy of the brief be mailed to the undersigned. Same was postmarked by the Supreme Court's Pitney Bowes machine on December 22, 2010.

Appellees' telephone has been disconnected, and neither the Supreme Court nor the Mississippi Bar could locate a current telephone number for him The undersigned prays that his Brief shall be received and filed by the Clerk of this Court under the circumstances.

Dated: January 4, 2011.

Jay Westfaul, Miss. Bar No.

Attorney for the Appellant

ARGUMENT

There is not one scintilla of new information to which the appellant should respond. Not one. The undersigned has searched high and low in Appellee's Brief and can find nothing that was not covered conclusively as to the manifest errors and clearly erroneous applications of law on the part of the learned chancellor. The Appellant stands on her Brief.

This is the 4th day of January, 2011.

Jay Westfaul, Miss. Bar No

Attorney at Law

CERTIFICATE OF SERVICE

I, JAY WESTFAUL, Attorney at Law, Miss. Bar No. 9055, hereby certify that I have this day deposited the foregoing Brief in the United States Mail, First Class, Postage pre-paid addressed to the Supreme Court Clerk of Mississippi and thereafter mailed copies to the following persons in the same manner, *viz:*

Honorable Adam A. Pittman Attorney at Law Post Office Box 1122 Batesville, Mississippi 38606

Honorable Vicki B. Cobb, Chancellor Post Office Box 1104 Batesville, Mississippi 38606

CERTIFIED, this, the 4th day of January, 2011.

Westfaul, Attorney at Law

Mississippi Bar Numbe