

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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Aug 23 2022

SC Court of Appeals

APPEAL FROM YORK COUNTY
In The Circuit Court

Teasa K. Weaver, Circuit Court Judge

Appellate Case No. 2021-000480

Robert H. Sarn,

Appellant,

v.

James C. Rhea, III;

City Electric Supply Company;

John Doe, a fictitious person representing the class of all unknown adult, mentally competent, unimprisoned, non-military person, who claim any right, title, or interest in, lien upon, the entity designated as "Taschner Textiles Industries, LLC"; and

Richard Roe, another fictitious person representing the class of all unknown persons who are either: under the age eighteen (18) years, imprisoned, or in the Armed Forces, and who claim any right, title or interest in or lien upon, the entity designated as Taschner Textile Industries, LLC," Defendants.

Of whom James C. Rhea, III and Taschner Textile Industries, LLC are the

Respondents.

MOTION FOR EXTENSION OF TIME
or TO FILE OUTSIDE TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellant, by his counsel herein, moves this Court for an order granting him an extension of time as to his Final Brief, on the grounds stated below:

1. By its Order in this appeal filed June 8, 2022, the Court herein required an Amended Record on Appeal, and the filing of the final Briefs within twenty days after service of that Record on Appeal.
2. Counsel for Appellant filed the Amended Record on Appeal on July 11, 2022. With

allowance for the weekend, this would require a filing of the Appellant's final Brief by Monday, August 1, 2022.

3. Counsel for Appellant inadvertently failed to make the required filing on time. To the best of his knowledge, this failure was caused by the need to reformat and reconfigure his computer which caused the deadline to disappear from his calendar.
4. To this end, counsel for Appellant requests an extension of time, or a grant to file outside time, for a period ending this date. The Appellant's final Brief is submitted herewith.

The basis of this Motion is the within-cited Rules, the records of this appeal, and any attached affidavit or stipulation of the undersigned, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellant herein moves this Court to be allowed for an extension of time, or to file his Initial Brief and Designation of Matter, as set out above, pursuant to Rule 240 and 263(b), S.C.A.C.R.

/s/ John Martin Foster
Post Office Box 106
Rock Hill, S. C. 29731
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Attorney for Appellant
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August 23, 2022

Rock Hill, South Carolina

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PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time or to File Outside Time dated August 23, 2022, on the following counsel or persons of record:

Daniel J. Ballou
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by depositing the same with the United States mail, with sufficient first class postage attached,

properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262, S.C.A.C.R. and

by service to the opposing lawyer's primary e-mail address listed in the Attorney Information System (AIS), as authorized by Section d(1) of the Order of the Supreme Court dealing with Electronic Filing and Service issued August 25, 2021.

August 23, 2022

/s/ John Martin Foster
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Rock Hill, South Carolina