

STATE OF SOUTH CAROLINA  
IN THE  
COURT OF APPEALS

Appeal from the Court of Common Pleas  
For Beaufort County  
Honorable Marvin H. Dukes, III, Master-In-Equity  
Civil Action No.: 2007-CP-07-3212  
**Appellate Case No.: 2013-000647**

RECEIVED

MAY 13 2013

SC Court of Appeals

H. Marshall Hoyler,

Appellant,

v.

The State of South Carolina; Merry  
Land Properties, LLC; and  
Nancy Deering Carey,

Respondents.

RESPONDENT MERRY LAND PROPERTIES, LLC's  
MOTION FOR AN EXTENSION OF TIME IN WITH TO FILE INITIAL  
RESPONDENT'S BRIEF AND DESIGNATION OF MATTERS

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Attorneys for the Respondent,  
Merry Land Properties, LLC

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA  
COURT OF APPEALS:

COMES NOW the Respondent, Merry Land Properties, LLC ("Merry Land Properties"), pursuant to pursuant to Rule 263 of the South Carolina Appellate Court Rules, and respectfully requests this Court of Appeals to grant it a thirty-day (30) extension of time in which to either file Merry Land Properties' Initial Respondent's Brief and Designation of Matter to be Included in the Record on Appeal or otherwise respond to the Appellant's Initial Brief and Designation of Matter in this appellate matter.

The basis for this extension motion is the record involves several tiers of determinations and requires additional time for consideration and determination of the most appropriate method of responding. Moreover, appellate counsel for Merry Land Properties is involved in a number of other appellate and trial matters at this time.

Based upon the current briefing schedule, Merry Land Properties' Initial Respondent's Brief and Designation of Matters are currently due on or before Wednesday, 15 May 2013. Consequently, anticipating a favorable reception and the subsequent grant of this extension motion, the Merry Land Properties' Initial Respondent's Brief and Designation of Matters would then be due on Friday, 14 June 2013.

Finally, Merry Land Properties respectfully requests that this Court of Appeals hold the briefing time in abeyance until such time as this motion may be considered and ruled upon.

Respectfully submitted,  
*NEXSEN PRUET, LLC*

By: 

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Charleston, South Carolina

9 May 2013

NPCHAR1:1154571.1-BR-(SPG) 048740-00001

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**PROOF OF SERVICE**  
for  
**RESPONDENT MERRY LAND PROPERTIES, LLC's**  
**MOTION FOR AN EXTENSION OF TIME IN WITH TO FILE INITIAL**  
**RESPONDENT'S BRIEF AND DESIGNATION**

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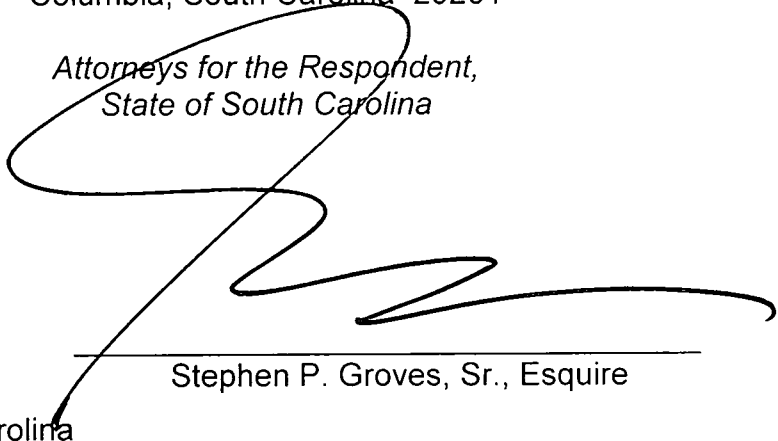
I, Stephen P. Groves, Esquire, hereby certify that on 9 May 2013, I served a copy of the **Motion for Extension of Time in Which to File Respondent's Initial Brief and Designation** submitted by the Respondent, Merry Land Properties, LLC, on all counsel appearing in this appeal via the United States Mail, postage pre-paid, and addressed as follows:

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9 May 2013

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