

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas  
J.C. Nicholson, Jr., Circuit Court Judge

Case No. 2009-CP-10-2433  
Appellate Case No. 2012-210729

Floyd E. Jernigan..... Respondent,

v.

Suzanne Boone Katz and Bank of America, N.A..... Defendants,

Of Whom Suzanne Boone Katz is..... Respondent,

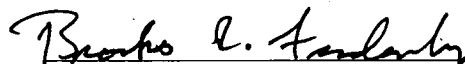
And Bank of America, N.A. is..... Appellant.

**MOTION TO EXTEND TIME TO FILE  
FINAL BRIEF**

Respondent Floyd E. Jernigan respectfully moves for a 20-day extension of time to file his final brief. This is Respondent's first motion to extend time in this matter, and is due to Counsel's other deadlines and responsibilities, computer compatibility problems, and the temporary and rare absence of co-counsel's staff member who was the only person with access to the most recent draft from which counsel was working.

I have spoken with counsel for the Appellant, who states that he has no objection.

5/30/13



Brooks R. Fudenberg  
SC Bar No. 72019  
LAW OFFICE OF BROOKS R. FUDENBERG  
1004 Anna Knapp Blvd., Suite 3  
Mount Pleasant, SC 29464  
Tel: (843) 416-2558

Attorney for Respondent Floyd E. Jernigan, M.D.

**RECEIVED**

MAY 31 2013

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

J. C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2012210729

Floyd E. Jernigan

Respondent,

v.

Suzanne Boone Katz and Bank of America, NA

Defendants,

Of Whom Suzanne Boone Katz is

Respondent,

And Bank of America, NA is

Appellant.

**PROOF OF SERVICE**

I, the undersigned attorney for Respondent Floyd E. Jernigan, certify that I have today served all parties in this action with a copy of the document(s) specified below by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Documents(s): Respondent's Motion to Extend Time to File Final Brief

Counsel Served:

Bryson M. Geer, Esquire  
Merritt G. Abney, Esquire  
Nelson Mullins Riley & Scarborough, LLP  
Post Office Box 1806  
Charleston, SC 29402

Aaron E. Edwards, Esquire  
Lawrence E. Richter, Jr., Esquire  
The Richter Firm, LLC  
622 Johnnie Dodds Blvd.  
Mt. Pleasant, SC 29464

May 30, 2013

**RECEIVED**

MAY 31 2013

**SC Court of Appeals**

*Brooks R. Fudenberg*  
Brooks R. Fudenberg

**LAW OFFICE OF BROOKS R. FUDENBERG**

1004 Anna Knapp Blvd., Suite 3  
Mt Pleasant, SC 29464  
Tel. (843) 416-2558

October 15, 2012

The Hon. Jenny Abbott Kitchings  
Clerk of Court  
P.O. Box 11629  
Columbia, SC 29211

RE: Floyd E. Jernigan v. Suzanne Boone Katz and Bank of America, N.A.  
Case No.: 2009-CP-10-2433  
Appellate Case No. 2012-210729

Dear Ms. Kitchings,


Please find enclosed:

- An original and a copy of Respondent Floyd E. Jernigan's motion to extend time to file his Final Brief;
- A proof of service;
- My firm check in the amount of \$25.00 as the filing fee;
- A self-addressed stamped envelope;

Please return a copy of the motion the enclosed envelope.

By copy of this letter, I am serving opposing counsel.

Yours very truly,

  
Brooks R. Fudenberg

**RECEIVED**

MAY 8 2013

cc: Bryson M. Geer, Esquire  
Merritt G. Abney, Esquire  
Geoffrey H. Waggoner, Esq.

Aaron E. Edwards, Esquire  
Lawrence E. Richter, Jr., Esquire

**SC Court of Appeals**