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Dec 19 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

Shannon M. Phillips, Master-in-Equity

Common Pleas Case No. 2019-CP-42-02270
Appellate Case No. 2022-000393

U.S. Bank Trust, N.A. as Trustee for LSF10 Master Participation
Trust,Respondent,

v.

Austin A. Lowery a/k/a Austin Lowery a/k/a Austin Allen Lowery a/k/a Allen Lowery,
individually, and as Heir or Devisee of the Estate of Lisa D. Lowery a/k/a Lisa Marie
Davis Lowery, Deceased; South Carolina Department of Revenue; The United States
of America acting by and through its agency, Department of the Treasury - Internal
Revenue Service; and Elizabeth A. Lowery, Defendants,

Of whom Austin A. Lowery a/k/a Austin Lowery a/k/a Austin Allen Lowery a/k/a
Allen Lowery, individually, and as Heir or Devisee of the Estate of Lisa D. Lowery
a/k/a Lisa Marie Davis Lowery, Deceased, is
theAppellant.

**MOTION FOR EXTENSION TO
FILE RESPONDENT’S INITIAL BRIEF AND
DESIGNATION OF MATTER**

The undersigned counsel for the Respondent, U.S. Bank Trust, N.A. as Trustee for LSF10 Master Participation Trust, hereby moves this court for a 30 day extension to file Respondent’s Initial Brief and Designation of Matter to be included in the Record on Appeal. Respondent’s brief and Designation of Matter would otherwise be due on December 21, 2022. The grounds for this motion are that due the press of other cases, including numerous motions and mediations and the crunch of the holiday seasons, Respondent’s counsel has not had adequate time to prepare Respondent’s Initial Brief and Designation of Matter.

This is Respondent's first request for an extension and Appellant's counsel does not object to this request.

WHEREFORE, having set forth the grounds therefore, Respondent moves this court for a 30 day extension to file Respondent's Initial Brief and Designation of Matter to be included in the Record on Appeal. If the extension is granted, Respondent's Initial Brief and Designation of Matter will now be due on Friday, January 20, 2023.

Respectfully submitted,

TOBIAS G. WARD, JR., PA

s/J. Derrick Jackson

J. Derrick Jackson, SC Bar No.: 15192

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December 19, 2022

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that he served the foregoing Respondent's Motion for Extension of Time to file Initial Brief and Designation of Matter by emailing a copy of the same on December 19, 2022 to Appellant's counsel of record, Drew Radeker, Esq at the following AIS email address, by copy of the email filing with the S.C. Court of Appeals.

Drew@harrisonfirm.com

Tobias G. Ward, Jr. PA

s/ Derrick Jackson
J. Derrick Jackson, SC Bar 15192
Attorney for Respondent US Bank