

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**RECEIVED**

**Jan 13 2023**

APPEAL FROM FAIRFIELD COUNTY  
In The Circuit Court

**SC Court of Appeals**

Brian M. Gibbons, Circuit Court Judge

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Appellate Case No. 2022-000987

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Saint Luke Baptist Church,

Respondent,

v.

Rayshawn Terry,

Appellant.

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MOTION FOR EXTENSION OF TIME

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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 Initial Reply Brief and the Record on Appeal, on the grounds stated below:

1. Based upon the filing of the Respondent's Initial Brief and Designation of Matter to be included in the Record on Appeal, the Appellant's Initial Reply Brief and the Record on Appeal would be due today, January 13, 2023.
2. Despite the efforts of counsel for the Appellant, he has been prevented from final completion of the said Reply Brief and the Record on Appeal by reason of the press of business and a hospital stay
3. To this end, counsel for Appellant requests an extension of time as to the matters above for a period of twenty (20) days.
4. Counsel expects no further extension request in this matter.

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 Reply and the Record on Appeal, 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  
803 324-8100  
Attorney for Appellant

January 13, 2023

Rock Hill, South Carolina

Other Counsel of Record:

Kenneth A. Davis  
Charles J. Boykin  
Post Office Box 11844  
Columbia, S.C. 29211  
803 254-0707

I

Attorneys for Respondent

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**PROOF OF SERVICE**

I certify that I have served the Motion for Extension dated January 13, 2023, on the following counsel or persons of record:

Kenneth A. Davis  
kdavis@boykinlawsc.com  
Charles J. Boykin  
cjboykin@boykinlawsc.com  
Imani Nicole Newborn  
innewborn@gmail.com

by service to the opposing lawyer's primary e-mail address listed in the Attorney Information System (AIS), as authorized by Section (b)(2) of the Order of the Supreme Court dealing with Electronic Filing and Service issued May 6, 2022, or

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.

/s/ John Martin Foster  
Post Office Box 106  
Rock Hill, S. C. 29731  
803 324-8100  
Attorney for Appellant

January 13, 2023

Rock Hill, South Carolina