

THE STATE OF SOUTH CAROLINA  
In the Appellate Court  
APPEAL FROM BEAUFORT COUNTY

R. Farrel Cauthern, Circuit Court Judge

Case No.: 2092-CP-01-00554

NICHOLAS SANFILIPPO..... Appellant

v.

HIGH TIDE ASSOCIATES  
and ESTATE AT WESTBURY..... Respondents

**RECEIVED**

JAN 25 2023

**SC Court of Appeals**

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MOTION FOR EXTENSION OF TIME  
TO SERVE AND FILE INITIAL BRIEF AND  
DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

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TO: The Honorable Jenny Abbott Kitchings  
Clerk of Court  
1220 Senate Street  
Columbia, SC 29902

From: Gary Coggin, Esquire  
P.O. Box 7092  
Hilton Head Island, South Carolina 29938

Copy: Nathaniel Akers  
Howell Gibson & Hughes  
25 Rue Du Bois  
Beaufort, SC 29907

COMES NOW the Plaintiff Nicholas Sanfalippo and by and through his undersigned Attorney, Gary Coggin, and pursuant to Rule 40 South Carolina Appellate Court Rules requests that the South Carolina Court of Appeals expand the time for Plaintiff's attorney to file Plaintiff's initial Brief Appeal in Case Number 2092-CP-01-00554 to ninety (90) days.

In support of this request, I, as Plaintiff's attorney, state that, over the past eleven

months, in addition to managing my practice, I have acted as the sole caretaker for my wife of fifty-six (56) years who suffered a stroke eleven months ago and then, over the past two months suffered two additional strokes and possibly a third.\* The second and third strokes required vascular surgery, and the past eight / ten weeks have been spent in intensive care and rehabilitation.

Since Carole's return home from the hospital, I care for her and monitor her activities closely and attempt to spend at least two hours daily in my office to manage affairs. (I am a sole practitioner and our children reside respectively in Chicago and New Jersey and have their own families and professional responsibilities).

I am making this request pursuant to Rules 263(b), 267 and 240 of South Carolina Appellate Court Rule.\*\*\*

By S/Gary Coggin  
Attorney at Law  
P.O. Box 7092  
Hilton Head Island, SC 29938

*\*Our son, who is an emergency physician in a hospital on the Southside of Chicago, is convinced that his Mother shows evidence of at least one additional stroke. Upon request, I will provide any medical, surgical and or rehabilitation record requested by this Court...*

*\*\* The date of billing on Reporter Krystal Smith's Transcript is January 17, 2023*

*\*\*\* Upon request I will supply supporting medical documents.*

# Coggin Law Office, LLC

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JAN 25 2023  
SC Court of Appeals

January 25, 2023

Honorable Jenny Abbott Kitchings  
Clerk of the Appellate Court of South Carolina  
1220 Senate Street  
Columbia, SC 29902

**Case on Appeal: NICHOLAS SANFILIPPO v. HIGH TIDE ASSOCIATES and ESTATE AT WESTBURY**  
**Case No.: 2092-CP-01-00554**

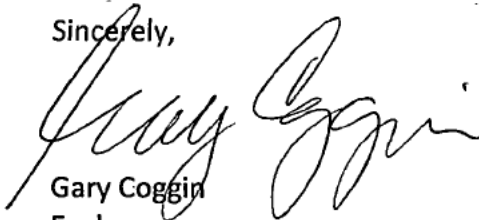
Dear Clerk Kitchings:

I represent Nicholas Sanfilippo in the above referenced case which is currently beginning the appeals process in the Appellate Court.

Over the past year I have been experiencing family problems and, such, have had to spend increasing amounts of time in my home. Because I do not believe that I will be able spend the time necessary in drafting my initial appeal brief and assembling the record on appeal, I request that this court consider my motion for an extension of time to draft, serve and file an initial brief.

I am available at any time to discuss this matter.

Sincerely,



Gary Coggin  
Enclosure

Gary Coggin  
P.O. Box 7092  
Hilton Head Island, SC 29938

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**SC Court of Appeals**

Honorable Jenny Abbott Kitchings  
Clerk of Court  
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