

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

98087  
**RECEIVED**  
JAN 30 2023  
SC Court of Appeals

APPEAL FROM OCONEE COUNTY  
Court of Common Pleas

The Honorable Steven C. Kirven, Master in Equity

Appellate Case No.: 2022-001189

Montgomery Holdings, LLC d/b/a IBI Builders.....Respondent,

v.

Christopher J. Merlo and Grandsouth Bank.....Defendants.

AND

Christopher J. Merlo.....Appellant,

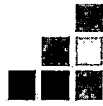
v.

Gregory K. Grissinger, Jr. and John Montgomery.....Respondents.

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

Pursuant to Rule 240(a) SCACR, Appellant Christopher J. Merlo hereby requests that the court grant an extension in which to file its Initial Brief and Designation of Matter in the above-captioned matter. Counsel for Appellant believes that the requested extension will neither prejudice the parties nor unduly delay this appeal. Counsel for Appellant is making this request due to his trial, deposition and mediation schedule.

No memorandum in support of this motion is being filed as it is counsel’s belief that such memorandum would not aid the Court in ruling on the motion.



TOWNES B. JOHNSON III, LLC

ATTORNEY AT LAW

January 25, 2023

Townes B. Johnson III  
(864) 757-4899  
tjohnson@sc.legal

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**

JAN 30 2023

SC Court of Appeals

**Re: Montgomery Holdings, LLC d/b/a IBI Builders v. Christopher J. Merlo and  
Grandsouth Bank AND Christopher J. Merlo v. Gregory K. Grissinger, Jr.  
and John Montgomery  
Appellate Case No. 2022-001189**

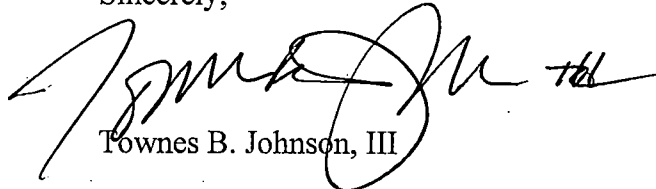
Dear Ms. Kitchings:

Enclosed for filing, please find the following in the above-referenced matter:

- (1) Email enclosing copies of Appellant's Motion to File Out of Time and Proof of Service for same; and
- (2) the filing fee in the amount of \$50.00

Once filed, please return a file-stamped copy of same in the enclosed prepaid envelope.

Sincerely,



Townes B. Johnson, III

cc: Jason M. Tarokh, Attorney for Respondent

Townes B. Johnson III, LLC  
P.O. Box 9246  
Greenville, SC 29604

GREENVILLE SC 29604

26 JAN 2023 PM 1 L



\$0.840  
US POSTAGE  
FIRST-CLASS  
FROM 29601  
JAN 25 2023  
stamps  
endicia



06250010180935

**RECEIVED**

JAN 30 2023

SC Court of Appeals

THE HONORABLE JENNY ABBOT KITCHENS  
Clerk, The SC Court of Appeals  
PO BOX 11629  
COLUMBIA SC 29211-1629

29211-162929

