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Feb 17 2023

SC Court of Appeals

IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON
COUNTY
Court of Common Pleas

R. Markley Dennis, Circuit Court Judge

Appellate Case No. 2022-000973
Case No. 2021-CP-10-0555

Teresa Melhado and Dane Neller.....Appellants,

v.

City of Charleston, City of Charleston Board of Zoning Appeals, George Wallace,
Erika Wallace, and Erika R. Wallace, Trustee of the Erika R. Hayes Revocable
Trust u/a/d 8-4-2016.....Respondents.

**MOTION FOR SECOND EXTENSION OF TIME TO FILE INITIAL BRIEF AND
DESIGNATION OF MATTER BY RESPONDENTS GEORGE WALLACE, ERIKA
WALLACE, AND ERIKA R. WALLACE, TRUSTEE OF THE ERIKA R. HAYES
REVOCABLE TRUST u/a/d 8-4-2016**

Respondents George Wallace, Erika Wallace, and Erika R. Wallace, Trustee of the Erika R. Hayes Revocable Trust U/A/D 8-4-2016, respectfully request a 30-day extension of the deadline for filing and serving their initial brief and designation of matter in this case. The current deadline is February 22, 2023. The requested deadline is Friday, March 24, 2023.

This extension is requested due to Respondents’ counsels’ workload. Counsel is involved in several other heavily contested matters that have required significant time commitments. This is the second request for an extension of this deadline. Counsel for the Appellants and Respondents have consented to this Motion.

This Motion is made in good faith and not for the purpose of delay.

Respectfully submitted,

/s/ Jennifer S. Ivey

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*Attorneys for Respondents George Wallace, Erika
Wallace, and Erika R. Wallace, Trustee of the
Erika R. Hayes Revocable Trust u/a/d 8-4-2016*

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Charleston, South Carolina

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Trust u/a/d 8-4-2016.....Respondents.

PROOF OF SERVICE

I certify that the foregoing **Return to Petition to Confirm Automatic Stay, or in the Alternative, for Writ of Supersedeas and Affidavit of George M. Wallace, Jr.** were served on the following counsel of record by electronic mail on this 17th day of February, 2023.

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/s/ Jennifer S. Ivey

Jennifer S. Ivey

From: [Nancy Jane Dennis](#)
To: [Brian Hellman](#); [Jonathan Yates](#); [Jason Smith](#); tdomin@clawsonandstaubes.com
Cc: [Jennifer Ivey](#)
Subject: Melhado & Neller v City of Chas et al
Date: Friday, February 17, 2023 4:20:22 PM
Attachments: [image688512.png](#)
[02-17-23 JSI LT COA.pdf](#)
[2-17-23 - Wallace Motion for Second Extension.pdf](#)

Attached please find Motion for 2nd Extension of Time of Respondents Wallace with proof of service and correspondence to the Court.



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Thomas P. Gressette, Jr.
John P. Linton, Jr.
Charles P. Summerall, IV
Jennifer S. Ivey
James W. Clement

February 17, 2023

ELECTRONIC MAIL and U.S MAIL

The Honorable Jenny Abbott Kitchings
Clerk of the Court of Appeals
P.O. Box 11629
Columbia, SC 29211
ctappfilings.sccourts@sccourts.org

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Feb 17 2023

SC Court of Appeals

Re: Teresa Melhado and Dane Neller v. City of Charleston, et al.
Appellate Case No. 2022-000973
WGFL File 7907.003

Dear Ms. Kitchings:

This firm represents Respondents George Wallace, Erika Wallace, and Erika R. Hayes' Revocable Trust u/a/d 8-4-2016, in the above referenced appeal. Respondents' initial brief and designation of matter are currently due on February 22, 2023.

I am writing to request a second extension of thirty (30) days for the service and filing of Respondents' initial brief and designation of matter. With the second extension, the new deadline would be Friday, March 24, 2023. The motion filing fee of \$50 is enclosed and the Motion and Proof of Service are simultaneously being electronically filed. Opposing counsel consent to this request. Your courtesies and consideration of this matter are greatly appreciated.

Sincerely yours,

WALKER GRESSETTE & LINTON, LLC

/s/ Jennifer S. Ivey

Jennifer S. Ivey

Attachment: Motion and Proof of Service

Enclosure: Filing Fee

cc: Brian A. Hellman, Esq.
Jonathan L. Yates, Esq.
Jason S. Smith, Esq.
Timothy Alan Domin, Esq.

Walker Gressette & Linton, LLC

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