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Mar 08 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

Letitia H. Verdin, Circuit Court Judge

Case No. 2020-CP-23-00394
Appellate Case No. 2023-000082

Audra Starnes,

Respondent,

v.

Craig Stoneburner and
Citivest Corporation

Appellants.

**APPELLANTS' SECOND MOTION FOR
EXTENSION OF TIME TO FILE APPELLANTS'
INITIAL BRIEF AND DESIGNATION OF MATTER**

Appellants Craig Stoneburner and Citivest Corporation hereby move this court for an additional thirty (30) days to file Appellants' Initial Brief and Designation of Matter. At this time, Appellants' Brief and Designation of Matter are due on March 8, 2023. If the extension is granted, Appellant's Brief and Designation of Matter would be due on Friday, April 7, 2023. This is Appellants' second request for an extension.

Appellants submit this motion on the grounds that Appellants' counsel has worked diligently to prepare Appellant's Initial Brief and Designation of Matter but has not had adequate time to complete the brief and review with his client. Currently, Appellants' counsel has drafted the statement of the case, statement of the facts, and some of the argument section of the brief, as well as researched some of the legal issues. But due to the press of other matters in practice, has

not had adequate time to finish Appellants' initial brief and designation of matter. Appellants' counsel also notes that Respondent counsel's trial court memorandum was 34 pages, so Appellants' counsel's preparation has taken additional time to address these issues. Counsel for the Respondent consents to the extension.

WHEREFORE, having set forth the grounds therefore, the Appellants move this court for an additional thirty (30) days to file Appellants' Initial Brief and Designation of Matter

March 8, 2023

s/ Walter B. Todd, Jr.
Walter B. Todd, Jr., SC Bar # 5593
WALTER B. TODD, JR., P.C.
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Attorney for Appellants

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Appellants.

PROOF OF SERVICE

The undersigned, Walter B. Todd, Jr. does hereby certify that on March 8, 2023, I served the Motion for Extension of Time to File Appellants' Initial Brief and Designation of Matter on counsel for the Respondent, Mark Fessler, by emailing a copy of the same to the AIS email address of record, markfessler@sclegal.org. A copy of the transmittal email is attached and incorporated by reference.

s/Walter B. Todd Jr.
Walter B. Todd, Jr.

March 8, 2023

Walter B Todd, Jr.

From: Walter B Todd, Jr.
Sent: Wednesday, March 8, 2023 2:10 PM
To: markfessler@sclegal.org
Subject: RE: 2023-000082 Starnes v. Stoneburner
Attachments: Second Motion for Extension.pdf

Mark:

Attached and served upon you by email is the Appellants' Second Motion for Extension of time to File Appellants' Initial Brief and Designation of Matter and Proof of Service.

Walt

Walter B. Todd Jr.
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PO Box 1549
Columbia, SC 29202