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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

Brian M. Gibbons, Circuit Court Judge

Appellate Case No. 2020-001678

Michelle N. GardnerRespondent,

v.

Ernest J. Gardner, Jr., Individually and as Personal
Representative of the Estate of Jason F. Gardner.....Appellant.

MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR REHEARING

Appellant hereby moves this Court for a fifteen-day extension to file a Petition for Rehearing in this matter, or the maximum amount otherwise allowed by the Court of Appeals if less than fifteen days. This Motion is made with Respondent's consent, and on account of the recent birth of Mr. Hutto's first grandchild, the upcoming spring break for Mr. Myers' minor children, and heavy workloads for both in general. The original deadline is March 30, 2023, and an extended deadline of fifteen days would make it April 14, 2023.

HUTTO LAW FIRM, P.A.

s/Scott W. Hutto

Scott W. Hutto, SC Bar 15582

Hutto Law Firm, P.A.

PO Box 556

Georgetown, SC 29442

Attorney for Ernest J. Gardner, Jr.,

as Personal Representative of the

Estate of Jason F. Gardner

AND

SWEENEY, WINGATE & BARROW, P.A.



Kenneth B. Wingate, SC Bar 8004

Matthew J. Myers, SC Bar 74664

Sweeny, Wingate & Barrow, P.A.

Post Office Box 12129

Columbia, South Carolina 29211

Attorney for Ernest J. Gardner, Jr., Individually

Columbia, South Carolina
March 28, 2023

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PROOF OF SERVICE

I certify that I have served a copy of Appellant’s Motion for Extension of Time to File Petition for Rehearing in the above referenced matter by e-mailing a copy of same to the attorneys of record as of the date indicated below, with a copy of such e-mail included with this Proof of Service.

John R. Chase, Esq.
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134 Meeting Street, Third Floor
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Respectfully submitted,

HUTTO LAW FIRM, P.A.

s/Scott W. Hutto

Scott W. Hutto, SC Bar 15582

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PO Box 556

Georgetown, SC 29442

Attorney for Ernest J. Gardner, Jr.,

as Personal Representative of the

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Post Office Box 12129

Columbia, South Carolina 29211

Attorney for Ernest J. Gardner, Jr.,

Individually

Columbia, South Carolina
March 28, 2023

Matthew J. Myers

From: Matthew J. Myers
Sent: Tuesday, March 28, 2023 1:52 PM
To: Chase, John; Spruill, Sarah
Cc: Scott Hutto
Subject: Gardner motion for extension
Attachments: 20230328142532775.pdf

Please find the motion with proof of service attached. Thank you again for your consent.

Best regards,

Matthew J. Myers | Member
Sweeny, Wingate & Barrow, P.A.
1515 Lady Street, Columbia, SC 29201
Tel • 803-256-2233 Fax • 803-256-9177

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SWEENY WINGATE & BARROW P.A.

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SC Court of Appeals

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Reply to: Main Office

Matthew J. Myers
(803) 256-2233 x7118
mjm@swblaw.com

SENT VIA HAND DELIVERY

South Carolina Court of Appeals
Attn: Jenny Abbott Kitchings, Clerk of Court
1220 Senate Street, Columbia, SC 29201

RE: Estate of Jason F. Gardner
Appellate Case No. 2020-001678
Our File: 5710-11334

Dear Ms. Kitchings:

Please find attached for filing in the above referenced matter the Appellant's Motion for Extension of Time to File Petition for Rehearing and Proof of Service thereof, along with the \$50.00 filing fee.

Thank you for your assistance, and please let me know if you need anything further at this time. With kind regards, I am,

Yours truly,

SWEENY, WINGATE & BARROW, P.A.



Matthew J. Myers

Enclosures

cc: Dr. Ernest J. Gardner, Jr. (via email)
John R. Chase, Esquire (via email)
Sarah P. Spruill, Esquire (via email)
Scott W. Hutto, Esquire (via email)

S·W·B

SWEENEY WINGATE & BARROW P.A.

1515 LADY ST. (29201) ■ PO BOX 12129 ■ COLUMBIA, SC 29211

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