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Apr 12 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Case No. 2022-CP-22-00176

Key Largo Mobile Home Park, LLC, RESPONDENT

V.

Kevin Penland, APPELLANT

**APPELLANT'S MOTION TO FILE AND SERVE RECORD ON APPEAL OUT OF
TIME**

Appellant moves for leave to file and serve the Record on Appeal. Counsel miscalculated the time for filing and serving the Record by using only 30 days instead of 31 days in March. Counsel realized the error one day too late on March 7, 2023. As the time for filing for an extension had expired, Counsel accelerated the creation of the Record in order to file this motion to correct the calculation error. No previous extension for the Record was requested or granted. The Record is being filed and served less than 6 days after the initial deadline and no party will be prejudiced by this delay and it is made in good faith and not for purposes of delay. A check for the filing fee in the amount of \$50.00 is being mailed to the Court of Appeals

March 12, 2023

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