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Apr 17 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of Common Pleas
R. Kirk Griffin, Circuit Court Judge

Appellate Case No. 2023-000074

Ex Parte: Liberty Mutual Insurance Company and Horace Mann Property and
Casualty Insurance Company, Respondents,

In Re:

Howell D. Thompson and Tara L. Thompson,
Appellants,

v.

Carlos D. Toney,
Defendant.

**RESPONDENT LIBERTY MUTUAL INSURANCE COMPANY'S MOTION FOR
EXTENSION OF TIME**

Respondent Liberty Mutual Insurance Company respectfully requests a thirty-day extension of time to file its initial brief and designation of matter. The current deadline of Respondent's initial brief and designation of matter is April 21, 2023. With a thirty-day extension, the new deadline for Respondent's initial brief and designation of matter would be May 22, 2023. Respondent requests this extension because of scheduling issues and professional obligations of counsel. This is Respondent's first request for an extension of these deadlines. Respondent requests the current deadline be held in abeyance until this Court issues an order on this motion. Counsel for Appellants consents to this extension request.

Respectfully submitted,

SWEENY, WINGATE & BARROW, PA

s/ Aaron J. Hayes

Richard E. McLawhorn, Jr.

Aaron J. Hayes, SC Bar No. 100114

Sweeny Wingate & Barrow, P.A.

Post Office Box 12129

Columbia, S.C. 29211

(803) 256-2233

**ATTORNEY FOR RESPONDENT LIBERTY
MUTUAL INSURANCE COMPANY**

Columbia, South Carolina

April 17, 2023

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PROOF OF SERVICE

I certify that a true copy of the Motion for Extension of Time in this case has been served on the following, this 17th day of April, 2023, by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System pursuant to Rule 262 of the South Carolina Appellate Court Rules and the May 6, 2022 Order of the South Carolina Supreme Court (Appellate Case No. 2020-000447):

Served email addresses to appear on following page.

G. Murrell Smith, Jr., Esq., counsel for Appellants, at murrell@smithrobinsonlaw.com
Jonathan M. Robinson, Esq., counsel for Appellants, at jon@smithrobinsonlaw.com
Shanon N. Peake, counsel for Appellants, at shanonp@smithrobinsonlaw.com
John D. Kassel, Esq., counsel for Appellants, at jkassel@kassellaw.com
Theile B. McVey, Esq., counsel for Appellants, at tmcvey@kassellaw.com
Jamie R. Rutkowski, counsel for Appellants, at jrutkowski@kassellaw.com
Andrew N. Safran, Esq., counsel for Appellants, at msa6631@aol.com
Karl S. Brehmer, Esq., counsel for Respondent Horace Mann, at ksb@brownandbrehmer.com



SWEENEY WINGATE & BARROW

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SC Court of Appeals

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Reply to: Main Office

Aaron J. Hayes
(803) 256-2233
ajh@swblaw.com

VIA E-FILING AND HAND-DELIVERY:

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: Ex Parte: Liberty Mutual Insurance Company, et al., Respondents
In Re: Howell & Tara Thompson, Appellants v. Carlos Toney, Defendant
Appellate Case No.: 2023-000074
Our File: 5590-12532

Dear Ms. Kitchings:

Please find enclosed a copy of Respondent Liberty Mutual Insurance Company's Motion for Extension of Time in the above referenced matter. Hand-delivered herewith is a check for the \$50.00 filing fee. Please let me know if anything further is required from Respondent Liberty Mutual concerning this motion.

Sincerely,

SWEENEY, WINGATE & BARROW, P.A.

Aaron J. Hayes

AJH/tnn

cc (via email): Richard E. McLawhorn, Jr., Esquire
Karl S. Brehmer, Esquire
John D. Kassel, Esquire
Andrew N. Safran, Esquire
Theile B. McVey, Esquire
Jamie R. Rutkoski, Esquire
Murrell G. Smith, Jr., Esquire
Jonathan M. Robinson, Esquire
Shanon N. Peake, Esquire