

**RECEIVED**

**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 HORACE MANN PROPERTY AND CAUSALTY INSURANCE  
COMPANY'S MOTION FOR EXTENSION OF TIME**

---

Respondent Horace Mann Property and Casualty Insurance Company (“Respondent”) respectfully requests a thirty (30) day extension of time to file its Initial Brief and Designation of Matter, pursuant to Rule 240 of the South Carolina Appellate Court Rules. The current deadline of Respondent’s Initial Brief and Designation of Matter is April 21, 2023. With a thirty (30) 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. Furthermore, the thirty (30) day extension will not prejudice the Appellants or affect their legal rights. Counsel for Appellants consents to this extension request.

Respectfully submitted,

BROWN & BREHMER

By: *s/ Karl S. Brehmer*

**Karl S. Brehmer**

L. Darby Plexico, III

1720 Main Street, Suite 201

Post Office Box 7966

Columbia, South Carolina 29202

(803) 771-6600

**ATTORNEY FOR RESPONDENT  
HORACE MANN PROPERTY AND  
CASUALTY INSURANCE COMPANY**

Columbia, South Carolina  
April 17, 2023

**RECEIVED**

**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.

---

**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 17<sup>th</sup> 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](mailto:murrell@smithrobinsonlaw.com)  
Jonathan M. Robinson, Esq., counsel for Appellants, at [jon@smithrobinson.com](mailto:jon@smithrobinson.com)  
Shanon N. Peake, counsel for Appellants, at [shanonp@smithrobinson.com](mailto:shanonp@smithrobinson.com)  
John D. Kassel, Esq., counsel for Appellants, at [jkassel@kassellaw.com](mailto:jkassel@kassellaw.com)  
Theile B. McVey, Esq., counsel for Appellants, at [tmcvey@kassellaw.com](mailto:tmcvey@kassellaw.com)  
Jamie R. Rutkowski, counsel for Appellants, at [jrutkowski@kassellaw.com](mailto:jrutkowski@kassellaw.com)  
Andrew N. Safran, Esq., counsel for Appellants, at [msa6631@aol.com](mailto:msa6631@aol.com)  
Aaron J. Hayes, Esq., counsel for Respondent Liberty Mutual, at [AJH@swblaw.com](mailto:AJH@swblaw.com)

**RECEIVED**

**Apr 17 2023**

**SC Court of Appeals**

**BROWN & BREHMER**

Attorneys at Law  
1720 Main Street, Suite 201 (29201)  
Post Office Box 7966  
Columbia, South Carolina 29202  
Telephone: (803) 771-6600  
Facsimile: (803) 618-3809

Robert C. Brown  
Karl S. Brehmer  
L. Darby Plexico, III

Email  
[rcb@brownandbrehmer.com](mailto:rcb@brownandbrehmer.com)  
[ksb@brownandbrehmer.com](mailto:ksb@brownandbrehmer.com)  
[ldp@brownandbrehmer.com](mailto:ldp@brownandbrehmer.com)

April 17, 2023

Reply to: Main Office

Karl S. Brehmer  
(803) 771-6600  
[ksb@brownandbrehmer.com](mailto:ksb@brownandbrehmer.com)

**VIA E-FILING AND HAND-DELIVERY:**

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

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

Dear Ms. Kitchings:

Please find enclosed a copy of Respondent Horace Mann Property and Casualty's Motion for Extension of Time in the above-referenced matter. Hand-delivery herewith is a check for the \$50.00 filing fee. Please let me know if anything further is required from Respondent Horace Mann concerning this motion.

With warmest personal regards, I am

Sincerely yours,

  
Karl S. Brehmer

KSB/acb

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