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**Jul 25 2023**

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**THE STATE OF SOUTH CAROLINA  
In The Supreme Court**

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**SC Court of Appeals**

**APPEAL FROM BEAUFORT COUNTY**

**Marvin H. Dukes, III, Master in Equity**

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**Appellate Case No. 2023-000421**

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Southern First Bank..... Appellant,

v.

Kenneth J. Vilcheck, Renee M. Vilcheck, Portfolio  
Recovery Associates, LLC, The Federal Housing  
Commissioner, The Department of the Treasury –  
Internal Revenue Service, and The South Carolina  
Department of Revenue..... Respondents.

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**MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF**

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Appellant, Southern First Bank, by and through their undersigned attorneys, respectfully moves this Court for an Order granting them ability to serve and file their initial brief outside the filing deadline set by Rule 208 of the South Carolina Appellate Court Rules, and in support of this motion, Appellant states and respectfully shows the following:

1. The current deadline to file Appellant’s Initial Brief is July 27, 2023.
2. Appellant respectfully requests a sixty (60) day extension for the filing of their Initial Brief and Designation of Matter.
3. Appellant’s counsel is in the midst of preparing for a multi-week federal trial set to take place in several weeks. That has and will continue to take up the majority of counsels’ time, making filing of the initial brief by July 27th untenable. Furthermore, given the

timing of the upcoming trial and the SCACR timelines for filing responses, replies, and final briefs, extending the initial brief deadline as requested allows adequate time for the upcoming trial to be complete and counsel to appropriately draft those filings with this Court. Otherwise, one or more of those deadlines would fall days during the trial or immediately thereafter.

4. For these reasons, the Appellant is requesting the time to file their Initial Brief and Designation of Matter be extended by sixty (60) days.

Respectfully submitted,

**SMITH HUDSON LAW, LLC**

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**Attorneys for Appellant**

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PROOF OF SERVICE

The undersigned hereby certifies that on July 25, 2023, he served the foregoing Appellant’s Motion for Extension of Time to File Initial Brief by emailing a copy to the persons below listed for opposing counsel on AIS pursuant to SCACR 262 as amended by the Supreme Court’s August 25, 2021 Order, addressed as follows:

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July 25, 2023

Greenville, South Carolina