

RECEIVED

Oct 03 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from Anderson County
Trial Court Case No. 2020CP0402533
The Honorable J. Cordell Maddox, Jr.

Appellate Case No. 2023-000549

Donegal Insurance.....Appellant,

Versus

Charles H. Wade.....Respondent.

**MOTION FOR AN EXTENSION OF TIME TO FILE THE
RESPONDENT’S INITIAL BRIEF AND
DESIGNATION OF MATTER FOR THE RECORD ON APPEAL**

Scarlet B. Moore, #72534
Attorney for Respondent
P.O. Box 17615
Greenville, S.C. 29606
(864) 214-5805
(864) 752-0930 (FAX)

October 3, 2023

NOW INTO COURT, comes the Respondent who moves this Honorable Court for an Order granting an extension of time to file the Respondent's Initial Brief and Designation of Matter for the Record on Appeal, for the following reasons, to wit:

Counsel needs additional time to complete the initial filings until October 23, 2023, which is a request for a twenty (20)-day extension. This will be counsel's last request for an extension to make the initial filings in this matter. In addition to counsel's court commitments since the entry of the last order for extension, counsel currently has multiple appellate matters pending stemming from trial matters – including two (2) matters that have been set for oral argument in November. Preparation of the initial brief and designation in this matter has taken more time than counsel had anticipated, as the issues raised by the Appellant are more complex than counsel initially assessed. Through counsel's research regarding the issues raised by Appellant, this matter could have significant future application and could be an appropriate case for this Honorable Court to reconsider precedent regarding underinsured motorist coverage. As counsel was not trial counsel, additional time is required to review the record in this case, including the trial exhibits. Lastly, the Respondent submits that this case is not an expedited appeal, as it is an appeal from a common pleas non-jury trial relative to underinsured motorist coverage.

WHEREFORE, the Respondent prays that this Honorable Court will grant to the Respondent an extension to make the initial filings in this appeal until October 23, 2023.

Respectfully Submitted,

s/Scarlet B. Moore

Scarlet B. Moore, #72534
Attorney for Respondent
P.O. Box 17615
Greenville, S.C. 29606
(864) 214-5805
(864) 752-0930 (FAX)

Greenville, South Carolina
October 3, 2023.

RECEIVED

Oct 03 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from Anderson County
Trial Court Case No. 2020CP0402533
The Honorable J. Cordell Maddox, Jr.

Appellate Case No. 2023-000549

Donegal Insurance.....Appellant,

Versus

Charles H. Wade.....Respondent.

CERTIFICATE OF SERVICE

I certify that on this date, October 3, 2023, I have served the Respondent’s Motion for an Extension of Time to File the Initial Brief and Designation of Matter for the Record on Appeal on opposing counsel to their respective **E-MAIL** addresses, pursuant to the Order of the Supreme Court Appellate Case No. 2020-000447(g)(3).

Karl Stephen Brehmer - ksb@brownandbrehmer.com
James Donald Floyd - jfloyd@gibbslawsc.com
Thomas E. Hite, III - t3@hiteandstone.com

Respectfully Submitted,

s/Scarlet B. Moore

Scarlet B. Moore, #72534
Attorney for Respondent
P.O. Box 17615, Greenville, SC 29606
(864) 214-5805. (864) 752-0930 (FAX)

Greenville, South Carolina
October 3, 2023

RECEIVED

Oct 03 2023

SC Court of Appeals

SCARLET B. MOORE, ESQ.

Attorney at Law

P.O. BOX 17615
GREENVILLE, SC 29606
(864) 214-5805
(864) 752-0930 (FAX)

October 3, 2023

Jenny Abbott Kitchings
Clerk, The South Carolina Court of Appeals
P.O. Box 11629
Columbia, S.C. 29211

RE: Donegal Insurance, Appellant, v. Charles H. Wade, Respondent
Appellate Case No. 2023-000549

Dear Madam Clerk,

Enclosed please find the Respondent's Motion for Extension of Time to File the Respondent's Initial Brief and Designation of Matter for the Record on Appeal. Additionally, I have included a certificate of service. I am forwarding a check to the Clerk by U.S. Mail to cover the filing costs of the motion.

Please let me know if you have questions regarding the enclosed. With kind regards, I remain

Very Truly Yours,

s/Scarlet B. Moore

Scarlet B. Moore, Esq.
Counsel for Respondent

SBM/s

Cc: Thomas E. Hite, III, Esq.
Karl Stephen Brehmer, Esq.
James Donald Floyd, Esq.

scarlet28@msn.com