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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SALUDA COUNTY  
Court of Common Pleas  
Kathy O. Rushton, Special Referee

**RECEIVED**  
JUL 19 2013  
SC Court of Appeals

Case No. 2008-CP-41-00099  
Appellate Case No. 2012-208166

Bobby Jo Clark, as personal representative of  
the Estate of Richard Clark,

Respondent

v.

Fairy Bell Irving, Andrew Irving, A/K/A Andrew Erving,  
Alfonzo Irving, A/K/A Alfonzo Erving, John D. Irving,  
A/K/A John D. Erving, William T. Irving, A/K/A William  
T. Erving, Robert Irving, Sr., A/K/A Robert Erving, Sr.,  
Sally May Morgan, F/K/A Sally May Irving, Minnie Lee  
Butler, F/K/A Minnie Lee Irving, Joyce Thelma Taylor,  
F/K/A Joyce Thelma Irving, Mary Irving, A/K/A Mary  
Erving, Mamie Irving A/K/A Mamie Erving, Jessie Ina  
Irving, A/K/A Jessie Ina Erving, Julious Irving, A/K/A  
Julious Erving, Rashell Irving, Fairy May Irving, Thelma  
Irving, Annell I. Ray, Julious Irving, Jr., Alfreda Irving,  
Thelma Cartlele, Bennie Warren Butler and persons  
claiming any right, title estate, interest in or lien upon the  
real estate described in the complaint herein, any unknown  
adults being a class designated as John Doe; and any  
unknown minors or other persons under legal disability  
being a class designated as Richard Roe, Defendants,

Of whom Joyce Thelma Irving is the Appellant

MOTION FOR EXTENSION OF TIME IN WHICH TO SERVE AND  
FILE RESPONDENT'S INITIAL BRIEF AND DESIGNATION OF MATTER

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned attorney for the respondent, Bobby Jo Clark, as personal representative of the Estate of Richard Clark, files this motion for an extension of the deadline for serving and filing respondent's initial brief and designation of matter to be included in the record on appeal, and in support of this motion says as follows:

1. Respondent's trial counsel has associated the undersigned attorney to represent respondent in this appeal.

2. Two prior extensions have been sought for the filing of the respondent's initial brief and designation of matter to be included in the record on appeal. The most recent order of the Court of Appeals established that those documents are due to be served and filed on July 19, 2013.

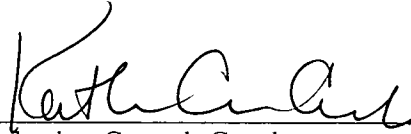
3. Since the last extension request and the order of the Court of Appeals granting that extension, respondent's appellate counsel has had to miss a number of days from work because of multiple medical issues involving two family members, including one surgery. This loss of time from work has been unavoidable and has prevented counsel from being able to meet certain deadlines, including the July 19 deadline for the initial brief of respondent in this appeal.

4. Counsel respectfully requests a 30-day extension of the deadline for filing the respondent's initial brief and designation of matter to be included in the record on appeal, to August 19, 2013. This extension request is not for purposes of delay but because of the unavoidable interruption of counsel's work schedule in recent weeks.

5. Good cause exists for this extension request.

WHEREFORE, counsel hereby respectfully moves for a 30-day extension of time in which to serve and file respondent's initial brief and designation of matter to be included in the record on appeal, to August 19, 2013.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Katherine Carruth Goode", written over a horizontal line.

Katherine Carruth Goode  
229 South Congress Street  
Winnsboro, South Carolina 29180  
Telephone: 803-799-4440  
Attorney for Respondent

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In The Court of Appeals

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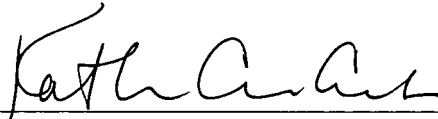
Of whom Joyce Thelma Irving is the Appellant

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PROOF OF SERVICE

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I certify that I served a copy of the motion for extension of time in which to serve and file respondent's initial brief and designation of matter, by mail, to the appellant's attorney, Willie B. Heyward, Heirs' Property Law Center, LLC, 27 Gamecock Avenue, Suite 200, Charleston, South Carolina 29407, on July 18, 2013.



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Katherine Carruth Goode  
229 South Congress Street  
Winnsboro, South Carolina 29180  
Telephone: 803-799-4440  
Attorney for Respondent