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

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**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 REPLY 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 Reply Brief five days later than the current filing deadline of December 18, 2023. In support of this motion, Appellant states and respectfully shows the following:

1. The current deadline to file Appellant’s Reply Brief is December 18, 2023.<sup>1</sup>
2. Appellant respectfully requests a brief five (5) day extension for the filing of its Initial Reply Brief.
3. Appellant’s counsel has several other deadlines falling on the same day as the current

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<sup>1</sup> The Court’s December 7, 2023, Order Granting Respondents’ Motion for Extension ordered Appellant to file its Reply Brief within ten days. Given December 17<sup>th</sup> fell on a Sunday, the deadline for filing is Monday December 18<sup>th</sup>.

Reply Brief filing date or immediately afterwards, adherence to which has and will continue to take up a significant amount of time, and unexpected personal obligations prior to the 18<sup>th</sup> including most notably attending at an out of state funeral in the coming days, all of which have made adequate review of Respondents' Response Brief and Designation of Matter, and drafting of an appropriate Reply to the same untenable.

4. The requested extension is brief and would result in the Reply being submitted within the same week as the original filing deadline.
5. Respondents' counsel has consented to this request.
6. For these reasons, the Appellant respectfully requested the time to file their Initial Reply Brief be extended by five (5) days to make the new filing deadline December 22, 2023.

Respectfully submitted,

**SMITH HUDSON LAW, LLC**

s/ Joseph O. Smith

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**Attorneys for Appellant**

December 14, 2023  
Greenville, South Carolina

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In The Supreme Court**

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**PROOF OF SERVICE**

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The undersigned hereby certifies that on December 14, 2023, he served the foregoing Appellant’s Motion for Extension of Time to File Initial Reply 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:

Aaron J. Angell  
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**SMITH HUDSON LAW, LLC**

s/ Joseph O. Smith

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**Attorneys for Appellant**

December 14, 2023

Greenville, South Carolina



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**RECEIVED**

**Dec 14 2023**

**SC Court of Appeals**

December 14, 2023

**VIA USPS & EMAIL**

Hon. Jenny Abbott Kitchings  
Clerk of Court  
S.C. Court of Appeals  
1220 Senate Street  
Columbia, SC 29201  
[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

**Re: Southern First Bank v. Kenneth J. Vilcheck  
Appellate Case No. 2023-000421  
SHL No. 2941.0001**

Dear Madame Clerk:

Enclosed please find Smith Hudson Law Check No. 2495 in the amount of \$50.00 made payable to the SC Court of Appeals to cover the filing fee for Appellant's Motion for Extension of Time to File Initial Reply Brief submitted electronically on December 14, 2023.

With highest regards, I am

Sincerely,

**SMITH HUDSON LAW, LLC**

Joseph O. Smith

Enclosures (*as stated*)

CC: Andrew S. Radeker, Esq. (*via e-mail*)  
Robert M. Sneed, Esq. (*via e-mail*)  
Aaron J. Angell, Esq. (*via e-mail*)  
Luke R. Hoopes, Esq. (*via e-mail*)  
Kiera C. Dillon, Esq. (*via e-mail*)