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Jan 22 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
In The Circuit Court

William A. McKinnon, Circuit Court Judge

Appellate Case No. 2023-001715

MARY M. CROUCH, Trustee of the Samantha D. Delpozo Trust,
Respondent,

v.

ANGELA CROUCH DELPOZO, LINO HOMERO DELPOZO,
ANDREW OLIVER, SAMANTHA D. DELPOZO and all
other persons unknown claiming any right, title, estate, interest
in or lien upon the real estate described in the complaint herein,

of whom ANGELA CROUCH DELPOZO, LINO HOMERO DELPOZO,
ANDREW OLIVER, and SAMANTHA D. DELPOZO are the

Appellants.

MOTION FOR EXTENSION OF TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellants, by their counsel herein, move this Court for an order granting them an extension of time in which to file their Initial Brief and Designation of Matter to be included in the Record on Appeal, on the grounds stated below:

1. By receipt of the Transcript in this civil action, and this Court's grant of a first extension, the Appellants' Initial Brief and Designation of Matter to be included in the Record is due as of January 22nd, 2024.
2. Due to the press of business, counsel for Appellants has been unable to complete that their Initial Brief and Designation of Matter to be included in the Record on Appeal.
3. Counsel believes the same can be filed, without further delay, within thirty (30) days, that is: on or before Wednesday, February 21st, 2024.

The basis of this Motion is the within-cited Rule, the records of this appeal, and any attached affidavit or stipulation of the undersigned, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellants herein move this Court to file their Initial Brief and Designation of Matter to be included in the Record on Appeal outside of time, and the the remittitur herein be withheld, as set out above, pursuant to Rule 240 and 263(b), S.C.A.C.R.

February 3, 2012

/s/ John Martin Foster
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803 324-8100
Attorney for Appellants
jmfoster340@gmail.com

Other Counsel of Record:

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Appellants.

PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time dated January 22, 2024, on the following counsel or persons of record:

Rebecca T. McNerney
Attorney for Respondent
200 S. Broome Street
Waxhaw, NC 28173
rebecca@rebeccamcnerneylaw.com

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262, S.C.A.C.R.

January 22, 2024

/s/ John Martin Foster
Post Office Box 106
Rock Hill, S. C. 29731-6106
803 324-8100
Attorney for Appellants
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