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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTONCOUNTY
Court of Common Pleas

George M. McFaddin, Jr., Circuit Judge

Appellate Case No. 2023-001116

Mare Baracco,.....Appellant,

v.

Charleston Area Convention and Visitors Bureau,.....Respondent.

MOTION TO SERVE AND FILE
APPELLANT’S REPLY BRIEF OUT OF TIME AND FOR EXTENSION

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Attorney for Appellant

Appellant hereby moves pursuant to Rule 263(b), SCACR, for an order allowing the filing out of time and for a 30-day extension of the time in which to serve and file the Appellant's reply brief. The grounds for this motion are that there is good cause to grant the requested extension, as the following shows:

1. Appellant's counsel's firm, Harrison, Radeker & Smith, P.A., on January 1, 2024, amicably and with little notice, split into two law firms. Appellant's counsel has since been in the process of opening his law firm, Meriwether Law, LLC.
2. On January 12, 2024, Appellant's counsel consulted with Respondent's counsel via e-mail asking for consent to a 30-day extension. Respondent's counsel responded to the e-mail that same day consenting to the extension.
3. On January 16, 2024, Appellant's counsel filed the motion for an extension of time but thereafter failed to pay the appropriate filing fee.
4. By letter on February 5, 2024, the Court notified Appellant counsel of his failure and required the filing of Appellant's reply brief along with a motion within ten days' time.
5. Appellant's reply brief is presently due Tuesday, February 15, 2024. If the request is granted, Appellant's reply brief will be due on February 15, 2024.
6. This is the third extension Appellant has requested in this appeal.
7. The undersigned has served this document on opposing counsel by e-mail to registered AIS email address on the date given below.

WHEREFORE Appellant prays for an order allowing leave to file out of time and extending the time in which to serve and file the Appellant's reply brief by 30 days, to February 15, 2024.

February 15, 2024

Respectfully submitted,

/s/ Taylor Smith
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