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Feb 21 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM BEAUFORT COUNTY

Marvin H. Dukes, III, Master in Equity

Appellate Case No. 2023-000421

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.

MOTION FOR EXTENSION OF TIME TO FILE FINAL BRIEFS

Appellant, Southern First Bank, by and through their undersigned attorneys, respectfully moves this Court for an Order granting the Parties ability to serve and file their Final Briefs thirty days later than the current filing deadline of February 22, 2024. In support of this motion, Appellant states and respectfully shows the following:

1. The current deadline to file the Parties’ final briefs is February 22, 2024.
2. The Record on Appeal was served on all parties on February 2, 2024.
3. Shortly following service, the parties exchanged emails regarding possible supplementation.
4. There was a miscommunication between Appellant counsel and Respondent counsel concerning whether the Record as served needed to and/or would be supplemented.

5. Yesterday, that miscommunication became clear, and Respondent requested the Record be supplemented.
6. The Parties are working diligently to address any necessary supplementation to the Record.
7. Under the circumstances, the Record cannot be supplemented in a timely manner to allow the Parties to prepare and submit their final briefs by the current deadline.
8. In addition, Appellant counsel is scheduled to undergo shoulder surgery on March 1, 2024, which will result in him being unable to work at all for at least 10-14 days post-surgery.
9. Therefore, Appellant respectfully requests that the Court extend the current final brief deadline for thirty (30) days to allow supplementation of the Record to occur to the extent necessary and account for counsel's medical leave.

Respectfully submitted,

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February 21, 2024
Greenville, South Carolina

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PROOF OF SERVICE

The undersigned hereby certifies that on February 21, 2024, he served the foregoing Appellant’s Motion for Extension of Time to File Final Briefs 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:

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February 21, 2024

Greenville, South Carolina