

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHESTERFIELD COUNTY  
Court of Common Pleas

The Honorable J. Michael Baxley, Circuit Court Judge

**RECEIVED**

AUG 20 2013

**SC Court of Appeals**

Case No. 2010-CP-13-0064

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American Community Bank, a division of Yadkin Valley  
Bank and Trust, ..... Respondent,

vs.

Michael R. Brown, C.W. Horne, Shortt Auction & Realty Co., Inc.,  
Bank of America, N.A. and Jaguar Portfolio, LLC, ..... Defendants,

Of which Michael R. Brown, is the Appellant.

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MOTION FOR EXTENSION OF TIME

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Pursuant to Rules 240(c) and 263(b), SCACR, Respondent hereby submits the within motion for extension of the deadline for filing and serving its initial brief and designation of matter to be included in the record on appeal (Motion).

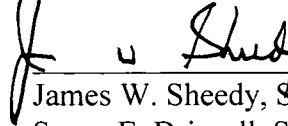
Respondent's initial brief and designation of matter to be included in the record on appeal are due on August 19, 2013. Because of unforeseen intervening matters, counsel for Respondent needs additional time beyond August 19, 2013 in order to discuss with their client regarding the legal theories and facts espoused by Appellant in his initial brief and the resulting positions that will need to be taken in Respondent's initial brief. Through this

Motion, Respondent seeks an extension of thirty days or until September 18, 2013, to file its initial brief and designation of matter to be included in the record on appeal.

**WHEREFORE**, Respondent respectfully requests an extension of thirty days, or until September 18, 2013, within which to file its initial brief and designation of matter to be included in the record on appeal.

Date: 8/16/13

Respectfully submitted,



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James W. Sheedy, S.C. Bar No. 5052  
Susan E. Driscoll, S.C. Bar No. 71447  
Driscoll Sheedy, P.A.  
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Attorneys for Respondent

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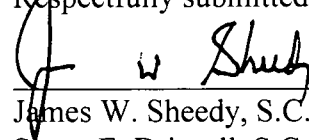
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date indicated below he served counsel for Appellant with a copy of the *Motion for Extension of Time* by mailing a copy of the same via First Class, U.S. Mail, postage-paid on the date set forth below.

John Martin Foster, Esq.  
The Guardian Building  
223 East Main Street, Suite 520  
Rock Hill, SC 29730

Date: 8/16/13

Respectfully submitted,



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August 16, 2013

Honorable Jenny Abbot Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, S.C. 29201

**RECEIVED**  
AUG 20 2013  
SC Court of Appeals

**Re: American Community Bank, a division of Yadkin Valley Bank & Trust v.  
Michael R. Brown, et al.  
C.A. No.: 10-CP-13-164**

Dear Ms. Kitchings:


Enclosed please find the original and seven (7) copies of a Motion for Extension of Time and a Certificate of Service in the above referenced matter. I have also enclosed a check in the amount of \$25.00 for the motion filing fee. Please file the originals with the records of your office and return a clocked copy to me in the enclosed envelope.

By copy of this letter, I am serving copies of the above referenced documents on counsel for Appellant.

With kindest regards, I remain

Respectfully,

DRISCOLL SHEEDY, P.A.

  
James W. Sheedy

cc: William Clewis  
J. Martin Foster, Esq.