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Jun 11 2024

SC Court of Appeals

**In The South Carolina Court of Appeals
On Appeal From the Kershaw County Circuit Court Special Referee
Appellate Case No: 2024-000679**

Joseph Jaco,

Respondent

v

J.N. Green & Associates, LLC, et al.

Appellants

MOTION FOR EXTENSION OF TIME TO FILE APPELLANTS' RETURN TO MOTION TO DISMISS APPEAL

1. Counsel for Appellant is in receipt of Respondents' Motion to Dismiss Appeal which, on information and belief, was filed and served on or about May 29, 2024.
2. At the time the Motion to Dismiss was filed and served, Counsel was out of the office due to a medical condition (acute bilateral allergic reaction conjunctivitis) which, to date, continues cause the undersigned to suffer vision loss due to extensive corneal scarring. In Counsel's absence, the due date for the filing Appellant's Return to Respondent's Motion to Dismiss was inadvertently calendared for June 28, 2024 (30 days from the date of service pursuant to the SC Rules of Civil Procedure), rather than the 10 day time period applicable under the Appellate Court Rules.
3. Although Counsel has not fully recovered from the corneal scarring and continues to have significantly decreased vision, the condition is improving. Counsel's first day back in the office after the onset of the medical condition was today, June 11, 2024, whereupon Counsel discovered the error.
4. Due to the circumstances set forth above, which would have necessitated Counsel filing a motion seeking an extension of time to respond to the Motion to Dismiss even if the response time had been properly calendared initially, Counsel for Appellant requests an extension of time to file the Appellant's Return to the Motion to Dismiss until June 24, 2024.
5. This is Appellant's first motion for an extension of time to Respond to the Motion to Dismiss and, if the extension is granted, Counsel does not anticipate the need for any additional enlargement of time for purposes of responding to the Motion.
6. This motion is not being made for purposes of delay; rather, an inadvertent calendaring error and Counsel's ongoing medical issue have necessitated the request for enlargement of time.
7. Appellant also requests that all other deadlines applicable to the perfection of this appeal be held in abeyance pending the Court's ruling on this motion.

Accordingly, Appellant requests an extension of time until June 24, 2024 to file and serve the Appellant's Return to Respondent's Motion to Dismiss.

/s/ Adrienne L. Turner

Adrienne L. Turner

Bar # 6840

Counsel for Appellant

Greenville, SC

June 11, 2024