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Nov 08 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Honorable Alex B. Hyman, Circuit Court Judge

Appellate Case No. 2024-000599
Circuit Court Case No.: 2022-CP-26-03314

Claudia Troyer Miles, David V. King, and John M. Strasswimmer.....Respondents,

v.

Mary Michelle MilesAppellant.

**MOTION FOR EXTENSION OF TIME TO FILE APPELLANT’S REPLY BRIEF
AND RECORD ON APPEAL**

Appellant hereby moves for a 45-day extension of time from today’s date in which to file its Reply Brief and Record on Appeal. Appellant attempted to reach counsel for a Consent to an Extension to File a Reply Brief, but has not received affirmation or denial of said request. Therefore, Appellant currently seeks leave of this Court to file its Reply Brief on or before December 8, 2024. Appellant requests that the deadline to file the Record on Appeal also be extended until December 8, 2024.

Appellant’s counsel wishes to have additional time in order to prepare a Reply Brief. Counselors have also been attempting to settle this matter outside of Court and Appellant believed a mediation was scheduled on November 1, 2024, which has now had to be rescheduled in part due to Respondent Strasswimmer’s occupation (physician). There is currently no rescheduled mediation date due to the inability to confirm dates with all parties. Additional time would facilitate the parties’ ongoing discussions about possible resolution of these matters.

Further, one of Appellant’s counsel of record, Jessica Ferguson, who resides in Greenville, suffered loss of ability to work due to Hurricane Helene, which included loss of power and internet for an extended period of time.

The requested extension will not prejudice Respondents or affect their legal rights. This is Appellant's first request for an extension of the deadline to file its Reply Brief and Record on Appeal. If the Court is not inclined to grant a full 45 day extension of time to Appellant to file its Reply Brief, Appellant alternatively requests that a Reply Brief be permitted to be filed within a time this Court finds to be reasonable.

Respectfully submitted,

TURNER PADGET GRAHAM & LANEY, P.A.

By: /s/ Melody J. E. Breeden
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ATTORNEYS FOR APPELLANT

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v.

Mary Michelle MilesAppellant.

PROOF OF SERVICE

I, Melody J. E. Breeden, attorney for the Appellant, hereby certify that I have this 8th day of November, 2024, served a copy of Appellant’s Motion for Extension of Time to File Appellant’s Reply Brief and Record on Appeal upon Reese Boyd, Esquire, T. Jarret Bouchette, Esquire, and Bess Dargan Lochocki, Esquire, by U.S. Mail and E-Mail at the addresses indicated below:

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Melody J.E. Breeden

REPLY TO
E-Mail: mbreeden@turnerpadget.com

November 8, 2024

Via Online

South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: In the Matter of Claudia Troyer Miles
SC Court of Appeals Case # 2024-000599

Dear Sir/Madam:

Enclosed please find a copy of the Appellant's Motion for Extension of Time to File Appellant's Reply Brief and Record on Appeal, for filing with the Court. Also attached is the Proof of Service. Thank you.

Sincerely,

TURNER PADGET GRAHAM AND LANEY P.A.



Melody J.E. Breeden

MJB:ckp