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**Jan 16 2026**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Master-in-Equity  
The Honorable Mikell R. Scarborough

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Case No. 2023-CP-10-00192  
Appellate Case No. 2025-001402

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Katie Lynn Mallace and Micah James Mallace ..... Respondents

v.

Southeastern Capital Corporation; Krista Brown-Penney, Co-Trustee, EM Family Trust; and John Doe and Mary Roe, representing all unknown persons having or claiming to have any right, title, or interest in or to, or lien upon, the real estate described as a portion of Third Street shown on a plat recorded in the Office of the RMC for Charleston County in Plat Book D at Page 180, Charleston County, South Carolina, TMS# 999-00-00-366 formerly known as TMS# 514-09-00-047, their heirs and assigns, and all other persons, firms, or corporations entitled to the claim under, by or through the above-named Defendant(s), and all other persons or entities unknown claiming any right, title, interest, estate in, or lien upon, the real estate described as a portion of Third Street shown on a plat recorded in the Office of the RMC for Charleston County in Plat Book D at Page 180, Charleston County, South Carolina, TMS# 999-00-00-366 formerly known as TMS# 514-09-00-047, ..... Defendants,

of which EM Family Trust, David M. Bolach, and Terri Davis are the ..... Appellants.

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**CONSENT MOTION FOR SECOND EXTENSION OF TIME FOR  
RESPONDENTS TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

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The Respondents’ initial brief and designation of matter are currently due on February 9, 2026. Due to the workload of counsel, with the consent of Appellants, Respondents respectfully request a second 30-day extension of time in which to file their initial brief and designation of matter, which would result in a new deadline of March 11, 2026. Respondents ask that current filing deadlines be stayed pending resolution of this motion.

Respectfully submitted,

**HAYNSWORTH SINKLER BOYD, P.A.**

*s/ Sarah P. Spruill*

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*Attorneys for Respondents*

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of which EM Family Trust, David M. Bolach, and Terri Davis are the ..... Appellants.


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**PROOF OF SERVICE**

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I certify that I have served the *Consent Motion for Second Extension of Time for Respondents to File Initial Brief and Designation of Matter* on counsel of record on January 16, 2026, by electronic mail only to the following:

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January 16, 2026

**VIA EMAIL AND U.S. MAIL**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

Re: *Katie Lynn Mallace v. EM Family Trust*  
Appellate Case No. 2025-001402

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**SC Court of Appeals**

Dear Ms. Kitchings:

This firm represents the Respondents in the above matter. Enclosed for filing, please find *Consent Motion for Second Extension of Time for Respondents to File Initial Brief and Designation of Matter* together with our *Proof of Service* for the same. Also enclosed is our firm's check to cover the cost of the filing fee (w/ mailed copy).

If you have any questions, please give me a call. Thank you for your assistance in this matter.

Sincerely yours,

HAYNSWORTH SINKLER BOYD, P.A.



Sarah P. Spruill

SPS/sac

Enclosure

cc: Paul B. Ferrara, III ([paul@ferraralawfirm.net](mailto:paul@ferraralawfirm.net))  
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