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Feb 09 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ANDERSON COUNTY

Steven C. Kirven, Master-In-Equity

Lower Court Case Number 2023-CP-04-0846

James C. Sitton, II, individually and as Personal Representative of the Estate of John D. Sitton, and Beatty A. Sitton, Appellants,

v.

John D. Sitton, Jr., individually and as Former Trustee of the John D. Sitton Trust, and Brian K. James, as Personal Representative of the Estate of Ruth R. Sitton, Defendants,

Of whom John D. Sitton, Jr., is the Respondent

Appellate Case No. 2025-002061

MOTION FOR EXTENSION OF TIME

Respondent respectfully requests an additional thirty-day extension to file his initial brief and designation of matters to be included in the record on appeal. The initial brief and designation of matters is now due to be served and filed on February 17, 2026. Counsel for Respondent will be unable to complete them by this date due to medical issues and other work-related commitments. Therefore, an extension of thirty (30) days is requested which will expire on March 19, 2026. Undersigned believes this request is consistent with the interests of justice and will not prejudice any parties.

(signature page follows)

February 9, 2026

s/ James S. Eakes

James E. Eakes

SC Bar No. 1820

Post Office Box 1405

Anderson, South Carolina 29622

Tel: (864) 224-1681

stveakes@bellsouth.net

Attorney for Respondent, John D. Sitton, Jr.

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PROOF OF SERVICE

Pursuant to Rule 262(c)(3), SCACR, undersigned counsel hereby certifies that a true copy of the motion for extension of time in the above-referenced case has been served upon Adam Sinclair Ruffin, at the primary e-mail address listed in the Attorney Information System (AIS), and by regular first class mail this 9th day of February, 2026

February 9, 2026

s/ James S. Eakes

James E. Eakes

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Attorney for Respondent, John D. Sitton, Jr.

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SC Court of Appeals

ALLEN AND EAKES LAW

ATTORNEYS AT LAW

P.O. BOX 1405

ANDERSON, S. C. 29622

JAMES S. EAKES*

THOMAS ALLEN (1881-1963)
RICHARD K. ALLEN (1921-1982)
RICHARD K. ALLEN, JR. (1948-2017)

* CERTIFIED CIVIL COURT MEDIATOR

February 9, 2026

Via Email: ctappfilings@sccourts.org
And Regular First Class Mail

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114 WEST ORR STREET
ZIP 29621
FAX (864) 231-8411

The Honorable Jenny Abbot Kitchens
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: James C. Sitton, II. v. John Dixon Sitton, Jr.
Case Number: 2025-002061

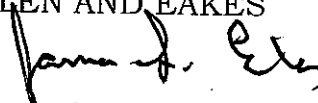
Dear Ms. Kitchens:

Please find enclosed herewith a copy of my motion for an extension of time to file Respondent's initial brief and designation of matters to be included in the record on appeal, together with a Certificate of Service, which I am e-filing today. I have, also, enclosed a check in the amount of \$50.00 payable to the South Carolina Court of Appeals for the filing fee. I am requesting an additional thirty (30) days which will expire on March 19, 2026.

I regret having to request an additional extension but I am a sole practitioner with other commitments. I also, have an appointment with a gastroenterologist specialist on February 16th.

Thank you for your assistance.

Sincerely yours,
ALLEN AND EAKES



James S. Eakes

JSE/tmg

CC: Adam Ruffin, Esquire (Via Email: adam@ruffinappeals.com)
And Regular First Class Mail
1320 Main Street, Suite 300
Columbia, South Carolina 29201

John D. Sitton, Jr.