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May 07 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Charles B. Simmons, Jr.
Master in Equity

Appellate Case No. 2024-002207
Circuit Court Case No. 2017-CP-23-08016

Wells Fargo Bank, N.A., Respondent,

v.

Michelle Hodges, Individually; Michelle Hodges, as the Personal
Representative of the Estate of Ruth Ladson Witherspoon; Stanley
Witherspoon; SC Housing Corp.; and Twin Creeks Homeowners
Association, Inc., Defendants

of which Michelle Hodges, Individually Appellant.

**MOTION TO STAY DEADLINE FOR RESPONDENT TO FILE BRIEF AND
DESIGNATION OF MATTER**

Respondent Wells Fargo Bank, N.A., pursuant to Rules 240 and 263(b), SCACR, respectfully moves the Court for an order staying the deadline for Respondent to file its Respondent’s Brief and Designation of Matter until the Court resolves Appellant Michelle Hodges’ Motion to Substitute Initial Brief (filed April 28, 2026). In support of this Motion, Respondent states as follows:

1. Respondent received two extensions of time, and Respondent’s Brief and Designation of Matter are currently due on May 12, 2026.

2. On April 28, 2026, Appellant Michelle Hodges filed a Motion to Substitute Initial Brief, and the motion reflects a purported service date of April 28, 2026. Counsel for Respondent Wells Fargo received the motion on May 7, 2026.

3. Respondent's Brief should respond to Appellant's operative Initial Brief and Designation of Matter. If Appellant is permitted to substitute a different initial brief, Respondent's briefing obligations and issues presented may change. A stay will avoid unnecessary work and potential duplication and will promote an orderly and efficient briefing schedule.

4. This request is made in good faith and not for purposes of delay. Respondent respectfully requests that Respondent's current briefing deadline be stayed until the Court rules on Appellant's Motion to Substitute Initial Brief and that Respondent's brief be due thirty (30) days after entry of the Court's order resolving that motion, or such other deadline as the Court deems appropriate. The requested stay will not prejudice Appellant.

5. Wells Fargo is currently coordinating submission of the \$50.00 filing fee associated with this request, which will be paid by check payable to the South Carolina Court of Appeals and delivered as soon as practicable.

WHEREFORE, Respondent respectfully requests that this Court grant this Motion, stay the deadline for filing Respondent's Brief and Designation of Matter pending the Court's resolution of Appellant Michelle Hodges' Motion to Substitute Initial Brief, and set Respondent's deadline to file its brief thirty (30) days after entry of the Court's order resolving that motion, and for such other relief as the Court deems just and proper.

Respectfully submitted,

WOMBLE BOND DICKINSON (US) LLP

By: /s/ Jason D. Wyman

S. Sterling Laney, III (SC Bar No. 6933)

Jason D. Wyman (SC Bar No. 100271)

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Attorneys for Respondent Wells Fargo Bank, N.A.

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PROOF OF SERVICE

I, the undersigned Attorney of the law offices of Womble Bond Dickinson (US) LLP, attorneys for Respondent, do hereby certify that I have served all parties to this appeal with a copy of the pleading(s) specified below via First Class Mail at the address below:

Pleading: **MOTION TO STAY DEADLINE FOR RESPONDENT TO FILE BRIEF AND DESIGNATION OF MATTER**

Parties Served: Michelle Hodges
6 Young Harris Drive
Simpsonville, SC 29681

Pro se Appellant

By: /s/ Jason D. Wyman
Attorneys for Respondent Wells Fargo Bank, N.A.

May 7, 2026