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May 28 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
The Honorable George M. McFaddin, Jr., Circuit Court Judge

Case No. 2024-CP-10-04530
Appellate Case No. 2025-001313

Scott R. Manna.....Appellant

v.

Jack SinclairRespondent

**RESPONDENT’S MOTION FOR CONTINUANCE
TO FILE FINAL BRIEF**

The Respondent, Jack Sinclair, by and through the undersigned counsel, respectfully requests the Court for a thirty (30) day continuance of the deadline to serve and file Respondent’s final brief. The Supplemental Record on Appeal filed by the Appellant on May 27, 2026 remains largely incomplete and does not contain all material proposed by Respondent in Respondent’s Designation of Matter to be Included in the Record on Appeal filed on April 29, 2026.

Specifically, the Supplemental Record on Appeal filed by Appellant fails to include materials listed in Respondent’s Designation of Matter, as noted below:

1. Order Dismissing Complaint, filed April 4, 2025
 - a. Included
2. Transcript of February 28, 2025, hearing in front of the Honorable George M. McFaddin, Jr.

- a. Previously included but not contained in the Supplemental ROA.
3. Summons and Complaint, and Exhibits filed September 10, 2024
 - a. S&C included but without exhibits.
4. Defendant Sinclair's Memorandum of Law in Support of His Motion to Dismiss Plaintiff's Complaint, filed January 16, 2025
 - a. Defendant's notice of Motion to Dismiss is included but the Memorandum of Law in Support is not.
5. Plaintiff's Response to Defendant Sinclair's Motion to Dismiss, filed October 7, 2024.
 - a. Included.
6. Plaintiff's Motion to Reconsider and Exhibits, filed April 10, 2025
 - a. Included.
7. Order Denying Plaintiff's Motion to Reconsider, filed April 21, 2025
 - a. Not included.

Counsel notified Appellant of the deficiencies in the Record on Appeal via letter on May 7, 2026, and then again via email on May 14, 2026, whereby Appellant acknowledged receipt of counsel's request for supplementation. See Exhibit A. Appellant filed a Supplemental Record on Appeal on May 27, 2026, but it continues to remain incomplete. Without a properly filed and served Record on Appeal, Respondent is unable to properly draft and file his final brief with the current deadline of June 4, 2026.

WHEREFORE, Respondent respectfully requests the Court enter an order continuing Respondent's deadline to file his final brief thirty (30) days from the current deadline of June 4, 2026 to July 6, 2026.

[Signature page follows.]

This 28th day of May, 2026

Respectfully submitted,

EARHART OVERSTREET

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PROOF OF SERVICE

I certify that a true copy of Respondent’s Motion for Continuance to File Final Brief has been served this 28th day of May, 2026 via electronic mail and United States Postal Service, correct postage affixed, addressed as follows:

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Pro Se Appellant



Paralegal to Elizabeth K. Garrett