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Jun 22 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Patrick C. Fant, III, Circuit Court Judge

Appellate Case No. 2025-001957

Civil Action No. 2024-CP-42-01687

Donald Roth,Respondent,

v.

The River Bend Sportsman's Resort, Inc.; Riverbend Properties, Inc.; Ralph H. Brendle; Paul J. Barnwell; Robert T. Estes; and Paul Lehner, Appellants,

APPELLANTS' MOTION TO FILE REPLY BRIEF OUT OF TIME

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Attorney for Appellants

Pursuant to Rule 240(a), SCACR, Appellants The River Bend Sportsman's Resort, Inc.; Riverbend Properties, Inc.; Ralph H. Brendle; Paul J. Barnwell; Robert T. Estes; and Paul Lehner ("Appellants"), respectfully move this Court for an Order granting an extension of time to file and serve its Reply Brief and allow Appellants to file the same out of time.

Appellants assert the extension is necessary because of undersigned counsel's schedule, caseload, and staffing. Rule 208(a)(3), SCACR sets a deadline for the filing of initial reply briefs at ten (10) days after the filing of the respondent's initial brief. Respondent's Initial Brief was filed on May 22, 2026. The undersigned is a sole practitioner with limited staff and misapprehended the briefing schedule, believing Appellants had thirty (30) days to file and the deadline was Monday, June 22, 2026. Regardless of the undersigned's misapprehension of the deadline, additional time would have been necessary anyway, due to the time necessary to adequately review Respondent's Brief and the materials cited therein and prepare said Reply Brief. The undersigned begs the Court's pardon and asserts that a timely motion for extension would have been granted, and the granting of the requested relief will not prejudice any party.

Accordingly, Appellants respectfully move this Court for an extension of time until Monday, June 22, 2026, to file and serve Appellant's Reply Brief. This is Appellants' first request to extend this deadline. Appellants greatly appreciate the Court's time, attention, and assistance with regard to this request.

s/ Kenneth C. Anthony, Jr.
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Spartanburg, SC
June 19, 2026

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SC Court of Appeals

PROOF OF SERVICE

THE STATE OF SOUTH CAROLINA
In The Court of Appeals
[In The Supreme Court]

APPEAL FROM SPARTANBURG
COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Patrick C. Fant, III, Circuit Court Judge

Case No. 2024CP4201687

Appellant Case No. 2025-001957

Donald Roth,

Respondent,

v.

The River Bend Sportsman's Resort, Inc.;
Riverbend Properties, Inc.; Ralph H.
Brendle; Paul J. Barnwell; Robert T. Estes;
and Paul Lehner,

Appellants.

PROOF OF SERVICE

I certify that I have served Appellant's Motion to File Reply Brief Out of Time on Donald Roth by depositing a copy in the United States Mail, postage prepaid, on June 22, 2026, addressed to his attorney of record, Fred W. Suggs, III, Post Office Box 10529, Greenville, South Carolina 29603, and via email to tsuggs@cassidycoates.com.

June 22, 2026
Spartanburg, SC

s/ Kenneth C. Anthony, Jr.
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SC Court of Appeals

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June 22, 2026

Via Federal Express

S.C. Court of Appeals

Attention: Lavianca Beckman

1220 Senate St.

Columbia, SC 29201

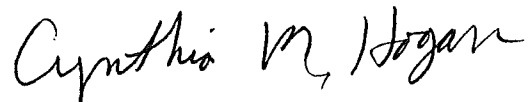
Re: Donald C. Roth v. The River Bend Sportsman's Resort, Inc.
Case No. 2025-001957

Dear Ms. Beckman:

Enclosed is Appellant's Motion to File Reply Brief Out Time and Appellant's Reply Brief, along with Proofs of Service. The \$50 filing fee is being sent via Federal Express today.

Please let me know if you need anything further. Thank you for your assistance.

Very truly yours,



Cynthia M. Hogan
Paralegal

Enclosures