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Oct 29 2026

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of Common Pleas

The Honorable William A. McKinnon, Circuit Court Judge

Appellate Case No. 2026-001159

Case No. 2024-CP-46-02996

E.B., a minor, E.R., a minor, S.S., individually and on behalf of E.B., C.B., individually and on behalf of E.B., and K.M., individually and on behalf of E.R., Appellants,

v.

Uber Technologies, Inc., Rasier LLC, Andrew Ross Clark, an individual, Elizabeth Caracas, an individual, and DOES 3-25, Respondents.

**UNOPPOSED MOTION FOR AN ADDITIONAL 45-DAY EXTENSION OF TIME
TO FILE INITIAL BRIEF ON BEHALF OF
RESPONDENT ANDREW ROSS CLARK**

Respondent Andrew Ross Clark, by and through undersigned counsel, respectfully move the Court for an additional 45-day extension of time to file the Initial Brief on behalf of Respondent Andrew Ross Clark.

This motion is made pursuant to South Carolina Appellate Court Rules 240 and 263. Rule 240 governs motions for extensions of time. Rule 263 authorizes this Court to extend the time for any act other than for service of the notice of appeal.

In support of the requested relief, Respondent Andrew Ross Clark states the following:

1. Respondent Andrew Ross Clark was served with Appellants' Initial Brief and Designation of Matter to be included in the Record on Appeal via electronic mail on July 30, 2026.

2. Respondent Clark previously filed a motion for a 60-day extension of time to file his initial brief, which was granted on August 18, 2026.

3. Respondent Andrew Ross Clark's Initial Brief is currently due on October 30, 2026, after the Court granted his first motion for an extension of time.

4. Respondent Andrew Ross Clark seeks an additional 45-day extension to file the Initial Brief and Designation of Matter to be included in the Record on Appeal. An additional reason why the extension is sought is so the parties may mediate the case, which may lead to the dismissal of the appeal.

5. Respondents Uber Technologies, Inc. and Rasier LLC and Respondent Elizabeth Caracas have also filed unopposed motions for an additional 45-day extension of time to file their initial brief and designation of matter.

6. Respondent Andrew Ross Clark seeks a similar extension of time to file his Initial Brief, which would make the deadline to file his Initial Brief the same as the deadline for Respondents Uber Technologies, Inc. and Rasier LLC and Respondent Elizabeth Caracas.

7. Appellants confirmed their consent regarding Respondent Andrew Ross Clark's requested 45-day extension via electronic mail on October 29, 2026.

8. Respondents Uber Technologies, Inc. and Rasier LLC and Respondent Elizabeth Caracas also confirmed their consent regarding Respondent Andrew Ross Clark's requested 45-day extension via electronic mail and telephone on October 29, 2026.

9. This is the second request on behalf of Respondent Andrew Ross Clark for an extension of the Initial Brief deadline.

10. The requested extension will not prejudice Appellants and is sought in good faith to ensure the issues are fully and properly presented for the Court's consideration.

WHEREFORE, Respondent Andrew Ross Clark respectfully requests that the Court grant

a 45-day extension of time, up to and including December 14, 2026, for filing Respondent Andrew Ross Clark's Initial Brief and Designation of Matter to be included in the Record on Appeal.

Respectfully submitted,

s/ Christian Fober

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October 29, 2026

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PROOF OF SERVICE

The undersigned hereby certifies that on October 29, 2026, a copy of **Motion for Second Extension of Time to File Initial Brief on behalf of Respondent Andrew Ross Clark** was served on all counsel of record via electronic mail to counsels' individual AIS electronic mail address:

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[SIGNATURE PAGE TO FOLLOW]

Respectfully submitted,

s/ Christian Fober

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October 29, 2026



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VIA ELECTRONIC MAIL AND REGULAR MAIL

The Honorable Jenny Abbott Kitchings
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RE: *E. B., et al. v. Uber Technologies Inc., et al.*
Appellate Case No.: 2026-001159

Dear Ms. Kitchings,

Enclosed for filing please find the following documents in the above-referenced matter.

1. Motion for Second Extension of Time on Behalf of Respondent Andrew Ross Clark and its Proof of Service; and
2. Check for the \$50.00 filing fee.

Should you have any questions, please do not hesitate to contact us.

Very truly yours,

s/ Christian Fober

Christian E.W. Fober

CF/ab
Enclosures

cc: Counsel of record

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