

STATE OF SOUTH CAROLINA
IN THE
COURT OF APPEALS

Appeal from the Court of Common Pleas
For Richland County
Honorable Alison Renee Lee, Circuit Judge
Civil Action No.: 2012-CP-40-7313

RECEIVED

JAN 09 2014

SC Court of Appeals

Cynthia Hall and Ronald R. Ballentine,

Respondents,

v.

Green Tree Servicing, LLC f/k/a Green Tree
Financial Servicing Corp.,

Appellant.

**MOTION FOR EXTENSION OF TIME IN WHICH TO FILE
REPLY INITIAL BRIEF**

Val. H. Stieglitz, Esquire
Suzanne T.G. Grigg, Esquire
NEXSEN PRUET, LLC
1230 Main Street, Suite 700
Columbia, South Carolina 29201
Telephone: 803.771.8900
Telecopier: 803.253.8277
E-Mail: VStieglitz@nexsenpruet.com
SGrigg@nexsenpruet.com

Stephen P. Groves, Sr., Esquire
NEXSEN PRUET, LLC
205 King Street, Suite 400
Charleston, South Carolina 29401
Telephone: 843.720.1725
Telecopier: 843.414.8206
E-Mail: SGroves@nexsenpruet.com

Attorneys for the Appellant

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS:

COMES NOW the Appellant, Green Tree Servicing, LLC f/k/a Green Tree Financial Servicing Corp. ("Green Tree"), pursuant to Rule 240 of the South Carolina Appellate Court Rules, and respectfully requests this Court of Appeals to grant it a 10-day extension of time in which to file Green Tree's Initial Reply Brief and, if needed, Reply Designation of Matter to be Included in the Record on Appeal ("DOM") in this matter. The basis for this extension motion is that Green Tree's appellate counsel is and has been involved in a number of other appellate and trial matters which are ongoing at this time. Green Tree's appellate counsel received e-mail copies of the Respondents' Initial Brief and DOM on 3 January 2014, and "hard copies" sent through the U.S. Mail on 6 January 2014.

Based upon the current appellate briefing schedule, Green Tree's Initial Reply Brief and Reply DOM are presently due on or before Monday, 13 January 2014. Consequently, anticipating a favorable reception and subsequent grant of this extension request motion, Green Tree's Initial Reply Brief and Reply DOM would then be due on or before Thursday, 23 January 2014.

In addition, Green Tree also respectfully requests this Court of Appeals to hold the briefing schedule in abeyance until such time as this extension request motion may be considered and ruled upon.

Respectfully submitted:

NEXSEN PRUET, LLC

By: _____

Val. H. Stieglitz, Esquire
Suzanne T.G. Grigg, Esquire
1230 Main Street, Suite 700
Columbia, South Carolina 29201
Telephone: 803.771.8900
Telecopier: 803.253.8277
E-Mail: VStieglitz@nexsenpruet.com
SGrigg@nexsenpruet.com

Stephen P. Groves, Sr., Esquire
NEXSEN PRUET, LLC
205 King Street, Suite 400
Charleston, South Carolina 29401
Telephone: 843.720.1725
Telecopier: 843.414.8206
E-Mail: SGroves@nexsenpruet.com

Attorneys for the Appellant

Charleston, South Carolina

6 January 2014

NPCOLI:3670893.1-APL-(SPG) 023913-00102

STATE OF SOUTH CAROLINA
IN THE
COURT OF APPEALS

Appeal from the Court of Common Pleas
For Richland County
Honorable Alison Renee Lee, Circuit Judge
Civil Action No.: 2012-CP-40-7313

RECEIVED

JAN 09 2014

SC Court of Appeals

Cynthia Hall and Ronald R. Ballentine,

Respondents,

v.

Green Tree Servicing, LLC f/k/a Green Tree
Financial Servicing Corp.,

Appellant.

PROOF OF SERVICE
For The
MOTION FOR EXTENSION OF TIME

Val. H. Stieglitz, Esquire
Suzanne T.G. Grigg, Esquire
NEXSEN PRUET, LLC
1230 Main Street, Suite 700
Columbia, South Carolina 29201
Telephone: 803.771.8900
Telecopier: 803.253.8277
E-Mail: VStieglitz@nexsenpruet.com
SGrigg@nexsenpruet.com

Stephen P. Groves, Sr., Esquire
NEXSEN PRUET, LLC
205 King Street, Suite 400
Charleston, South Carolina 29401
Telephone: 843.720.1725
Telecopier: 843.414.8206
E-Mail: SGroves@nexsenpruet.com

Attorneys for the Appellant

I, Stephen P. Groves, Sr., Esquire, hereby certify that on ⁷ January 2014, I served a copy of the Motion for Extension of Time in Which to File Initial Reply Brief and Reply Designation of Matter submitted by the Appellant, Green Tree Servicing, LLC f/k/a Green Tree Financial Servicing Corp., on counsel for the Respondents via both e-mail (brian@brianboger.com; phill@brianboger.com) and United States Mail, postage pre-paid, and addressed as follows:

Brian L. Boger, Esquire
Phillip A. Curiale, Esquire
LAW OFFICES OF BRIAN L. BOGER
1331 Elmwood Avenue, Suite 210
Columbia, South Carolina 29201
Telephone: 803.252.2880
Telecopier: 803.254.5025
E-Mail: brian@brianboger.com

Attorneys for the Respondents

Signed: _____

Stephen P. Groves, Sr.

Charleston, South Carolina

6 January 2014

NPCOLI:3670893.1-APL-(SPG) 023913-00102

70908

Stephen P. Groves, Sr.
Member
Admitted in South Carolina

6 January 2014

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court Of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

RECEIVED

JAN 09 2014

SC Court of Appeals

Re: Cynthia Hall and Ronald R. Ballentine v. Green Tree Servicing, LLC f/k/a Green Tree Financial Servicing Corp.

Appeal from the Richland County Court of Common Pleas
Case Action No.: 2012-CP-40-7313
COA Case Tracking No.: 2013-001528
NP File No.: 023913-00102

Dear Ms. Kitchings:

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Enclosed please the original and seven copies of a Motion for Extension of Time in Which to File Appellant's Initial Reply Brief and Reply Designation of Matter submitted on behalf of the Appellant, Green Tree Servicing, LLC f/k/a Green Tree Financial Servicing Corp., in the above-referenced appellate matter. I also enclose the original and one copy of a Proof of Service indicating service of a copy of the Motion for Extension of Time in Which to File Appellant's Initial Reply Brief and Reply Designation of Matter upon counsel for the Respondent. Finally, I also enclose our firm check in the amount of \$25.00 to cover the applicable motion filing fee.

According to my calculations, Green Tree's Initial Reply Brief and Reply Designation of Matter (if needed) are currently due on Monday, 13 January 2014. Anticipating a favorable reception to and granting of the enclosed motion, Mr. Clemmons' Green Tree's Initial Reply Brief and Reply Designation of Matter (if needed) would now be due on or before Thursday, 23 January 2014.

If you need anything else or I otherwise may be of any assistance to you or the Court of Appeals regarding this matter, please feel free to contact me at your convenience. My direct telephone number is 843.720.1725, direct telecopier is 843.414.8206, and the e-mail is sgroves@nexsenpruet.com.

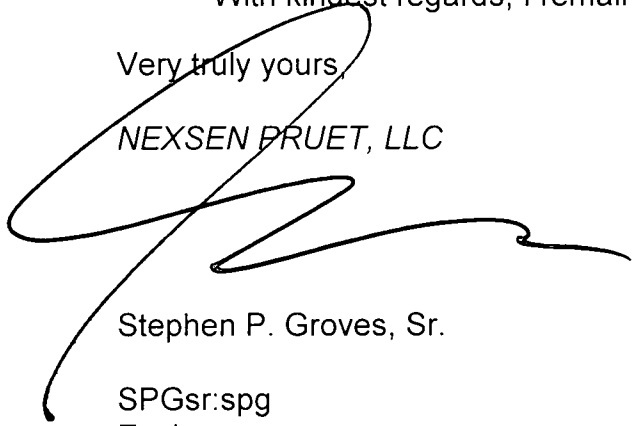
NEXSEN PRUET

Hon. Jenny Abbott Kitchings
Clerk of Court
6 January 2014
Page 2

With kindest regards, I remain

Very truly yours,

NEXSEN PRUET, LLC



Stephen P. Groves, Sr.

SPGsr:spg

Enclosures

CCE

Brian L. Boger, Esquire/Phillip A. Curiale, Esquire

Val H. Stieglitz, Esquire/Suzanne T.G. Grigg, Esquire

NPCOL1:3670925.1-LT-(SPG) 023913-00102