

STATE OF SOUTH CAROLINA  
In The Court of Appeals

S. Jackson Kimball, Special Circuit Court Judge

Case No. 2012-CP-20-03040

71020

DEUTSCHE BANK NATIONAL TRUST COMPANY  
as Trustee for J.P. Morgan Mortgage Acquisition Trust  
2007-CH1, Asset Backed Pass Through Certificates,  
Series 2007-CH1, ..... Respondent,

vs.

CORA B. WILKS,  
DAVID C. WILKS,  
CHASE BANK, N.A., and  
MIDLAND FUNDING, LLC,

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JAN 21 2014  
SC Court of Appeals

of whom  
CORA B. WILKS and  
DAVID C. WILKS are ..... Appellants.

MOTION FOR EXTENSION OF TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellants, by their counsel herein, move this Court for an order granting them an extension of time in which to file their Initial Brief and Designation of Matter to be included in the Record on Appeal, on the grounds stated below:

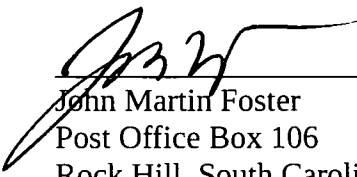
1. By receipt of the Order of this Court, the Appellants' Initial Brief and Designation of Matter to be included in the Record is due as of January 15<sup>th</sup>, 2014.
2. Due to the press of business, counsel for Appellants has been unable to complete that their Initial Brief and Designation of Matter to be included in the Record on Appeal.
3. The press of business includes several deadlines with the Court of Appeals, which he is informed should not be further moved.
4. Counsel's secretary is presently absent from the office due to illness, which has further delayed his ability to file the required pleadings.

5. Counsel believes the same can be filed, without further delay, within thirty (30) days, that is: on or before Friday, February 14<sup>th</sup>, 2014.

The basis of this Motion is the within-cited Rule, the records of this appeal, and any attached affidavit or stipulation of the undersigned, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellants herein move this Court for an extension of time with which to file their Initial Brief and Designation of Matter, as set out above, pursuant to Rule 240 and 263(b), S.C.A.C.R.

February 3, 2012

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, South Carolina 29731  
803 324-8100  
Attorney for Appellants

Other Counsel of Record:

Michael J. Anzelmo  
Benjamin Rush Smith, III  
Nelson Mullins Riley & Scarborough, LLP  
Attorneys for Deutsche Bank  
Post Office Box 11070  
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DAVID C. WILKS,  
CHASE BANK, N.A., and  
MIDLAND FUNDING, LLC,

of whom  
CORA B. WILKS and  
DAVID C. WILKS are ..... Appellants.

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PROOF OF SERVICE

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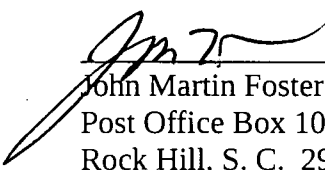
I certify that I have served the Motion for Extension of Time dated January 15, 2014, on the following counsel or persons of record:

Michael J. Anzelmo  
Benjamin Rush Smith, III  
Nelson Mullins Riley & Scarborough, LLP  
Attorneys for Deutsche Bank  
Post Office Box 11070  
Columbia, S.C. 29211

Wylie Westmoreland Clarkson  
Korn Law Firm, PA  
Attorneys for Midland Funding, LLC  
Post Office Box 12369  
Columbia, S.C. 29211

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262, S.C.A.C.R.

January 15, 2014

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, S. C. 29731-6106  
803 324-8100  
Attorney for Appellants

JOHN MARTIN FOSTER

Attorney at law

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223 East Main Street Suite 520	Rock Hill SC	803 324 8109 Fax
Rock Hill South Carolina 29730	29731-6106	jmfoster@comporium.net

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January 15, 2014

The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

Re: Deutsche Bank National Trust Company, Respondent  
v. Cora B. Wilks and David C. Wilks, Appellants  
Docket No. 12-CP-46-03040


Dear Ms. Kitchings:

In accordance with Rules 240 and 263(a), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of the Appellants' Motion for Extension of Time, together with Certificate of Service for the same in the above referenced case. I also enclose our check for the Motion fee of \$25.00.

By copy of this letter, I am serving the attorney for the Appellant with a copy of the said Motion, as evidenced by the Certificate of Service.

Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely yours,

  
John Martin Foster

jmf/  
enclosures  
cc: Client File

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JAN 21 2014

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Benjamin Rush Smith, III  
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**John Martin Foster Attorney**  
 223 East Main St Suite 520  
 Post Office Box 106  
 Rock Hill SC 29731-6106

**TO:**

THE HONORABLE JENNY ABBOTT KITCHINGS  
 CLERK, SOUTH CAROLINA COURT OF APPEALS  
 1015 SUMNER STREET  
 POST OFFICE BOX 11629  
 COLUMBIA, SC 29211

