

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Larry B. Hyman, Circuit Court Judge

Case No. 2013-002133

RECEIVED  
JAN 13 2014  
SC Court of Appeals  
70964

Stephanie A. Smith, on behalf of herself and all others similarly situated..... Appellant

v.

Progressive Halcyon Insurance Company, n/k/a Progressive Direct Insurance Co.,  
Progressive Max, and Progressive Casualty Insurance ..... Respondents

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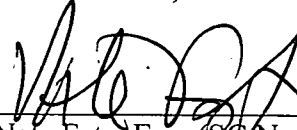
NOTICE OF MOTION AND MOTION FOR EXTENSION  
OF TIME TO FILE INITIAL BRIEF OF APPELLANT

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Appellant Stephanie A. Smith moves before this Honorable Court for an extension of thirty days (30) days to file its Initial Brief. As a sole practitioner with several cases on trial rosters for the last week of January and the first week of February 2014, counsel for the Appellant does not believe he will have sufficient time to complete the Brief by its current due date of February 6, 2014. Therefore, Appellant is requesting a thirty (30) day extension until March 8, 2014. Appellant appreciates the Court's consideration.

1st  
3/8

NATE FATA, P.A.



Nate Fata, Esq. (SC No. 009866)  
Post Office Box 16620  
Surfside Beach, SC 29587  
843-238-2676

and

Charles V. Leonard, Esq. (SC No. 64072)  
Harris & Leonard, P.A.  
4615 Oleander Drive, Suite 202  
Myrtle Beach SC 29577

Attorneys for Appellant

January 10, 2014

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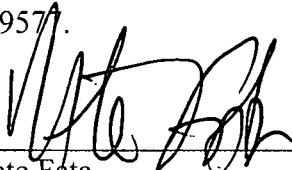
v.

Progressive Halcyon Insurance Company, n/k/a Progressive Direct Insurance Co.,  
Progressive Max, and Progressive Casualty Insurance ..... Respondents

PROOF OF SERVICE

I certify that I have served the Notice of Motion and Motion For Extension of Time To File Initial Brief of Appellant on Progressive Halcyon Insurance Company n/k/a Progressive Direct Insurance Co., Progressive Max, and Progressive Casualty Insurance by depositing a copy of same in the United States Mail, postage prepaid, on January 10, 2014, addressed to their attorneys of record Thomas C. Brittain, Esq., A. Preston Brittain, Esq., The Brittain Law Firm, P.A., 4614 Oleander Drive, Myrtle Beach, SC 29577 and to Charles V. Leonard, Esq. 4615 Oleander Drive, Suite 202, Myrtle Beach, SC 29577.

January 10, 2014



Nate Fata  
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VIA U.S. MAIL

January 10, 2014

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

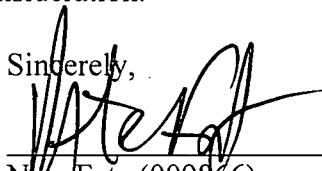
Re: Stephanie A. Smith vs. Progressive Halcyon Insurance  
Appellate Case No. 2013-002133

Dear Ms. Kitchings:

Enclosed for filing are an original and six copies of Appellant's Notice of Motion and Motion for Extension of Time to File its Initial Brief of Appellant and Proof of Service of same. I enclose a check in the amount of \$25 for the filing fee. Due to my trial schedule and case load, I respectfully request a 30-day extension so that Appellant's Initial Brief is due March 8, 2014.

We appreciate the Court's consideration.

Sincerely,

  
\_\_\_\_\_  
Nate Fata (009866)

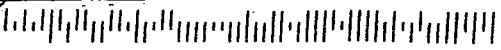
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SC Court of Appeals

cc:

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Co-Counsel for Respondents

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4615 Oleander Drive, Suite 202  
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Co-Counsel for Appellant



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The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
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