

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

71871

APPEAL FROM DARLINGTON COUNTY
COURT OF COMMON PLEAS

J. MICHAEL BAXLEY, CIRCUIT COURT JUDGE

CASE NO. 2013-CP-16-431

E. Butler McDonald,Respondent.

v.

Wilkins Lee Byrd, Kay R. Larsen, John Norwood Klettner, Laura K. Bynum, Ann B. Crump, Robert Larsen, Joan Rutledge Gary, John Robert Stanton, John Robert Stanton, Charles E. Stanton, Byrd L. Thomson, and John Doe and Richard Roe as Representatives of all persons unknown claiming any right, title, estate, interest in or lien upon the real estate described in the Appeal herein, including but not limited to any unknown owners, unknown heirs, unknown devisees of S.W. Byrd, Mary Moore Byrd, Etta B. Klettner, S.J. Klettner, Sr., Susan Wilkins Byrd, Mary M. Byrd, Joseph D. Rutledge, John R. Larsen, Charles E. Byrd, Jewel Butler Byrd, Wilkins Norwood Byrd, Ruth Byrd, Marian Moore Byrd, Mary K. Stanton, S.J. Klettner, Jr., Mary R. Larsen, John Rutledge Gary, Jewel Elizabeth Byrd, or any other person, any unknown infants or persons under disability or persons in the military service designated in a class as Richard Roe, as to the property described in the Petition herein and designated as Tax Map No. 076-00-02-004, Appellants,

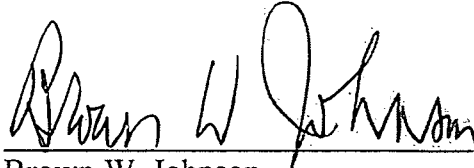
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MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF

The Appellants hereby move for a thirty (30) day extension of time to file Initial Brief. This request for an extension of time is based on a delay in obtaining a transcript of the hearing held in the Court of Common Pleas, Darlington County, on October 7,

4-30-14
5-30-14

2013. This motion is also based on Rule 240 of the Appellant Court Rules and the attached Affidavit of counsel for Appellants.



Brown W. Johnson
CLARKE, JOHNSON, PETERSON & MCLEAN
Post Office Box 1865
Florence, South Carolina 29503
Tel: (843) 669-2401
Fax: (843) 662-1779
Email: bjohnson@cjplmlaw.com

Attorneys for Appellants

Florence, South Carolina

March 28, 2013

Other Counsel of Record:

Gena Phillips Ervin, Esquire
Orr, Elmore & Ervin, LLC
Post Office Box 2527
Florence, South Carolina 29503

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AFFIDAVIT OF COUNSEL FOR APPELLANTS

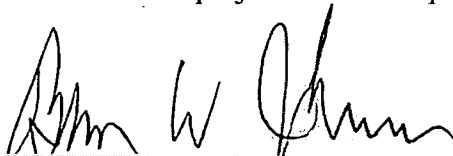
Personally appeared before me, Brown W. Johnson, who, upon being duly sworn, deposes and says as follows:

1. I am Brown W. Johnson, practicing attorney in Florence, South Carolina.

2. I represent the Appellants in the above referenced appeal which is an appeal from the Court of Common Pleas in Darlington County by which said Court affirmed an Order of the Probate Court of Darlington County.

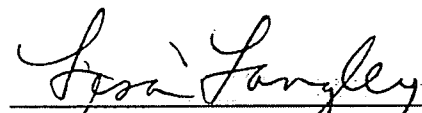
3. There was a delay in obtaining the transcript of record from the hearing/arguments held before the Court of Commons Pleas in Darlington County, and Appellants need additional time to complete and submit their Initial Brief.

4. This requested extension of time will not prejudice the Respondent.



Brown W. Johnson

SWORN TO BEFORE ME
this 28th day of March, 2014



Notary Public for South Carolina
My Comm. Expires: 1/8/2023

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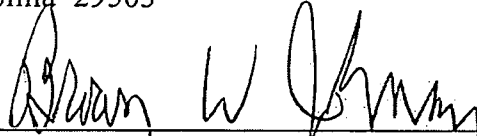
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of **Motion for Extension of Time to File Initial Brief** has been served upon the following via first class mail, postage pre-paid this 28th day of March, 2014:

Gena Phillips Ervin
Orr, Elmore & Ervin, LLC
Post Office Box 2527
Florence, South Carolina 29503



Brown W. Johnson
CLARKE, JOHNSON, PETERSON & MCLEAN
Post Office Box 1865
Florence, South Carolina 29503
Tel: (843) 669-2401
Fax: (843) 662-1779
Email: bjohnson@cjplaw.com

Attorneys for Appellants

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