

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

D. Garrison Hill, Circuit Court Judge

Appellate Case No. 2013-000651

David W. Keller.....Respondent,

v.

ING Financial Business Partners, Inc., William C.
Johnson, Diversified Business Concepts,
Inc., and Jackson National Life Insurance Company.....Defendants,

Of whom ING Financial Partners, Inc.,
William C. Johnson, and Diversified Business Concepts, Inc., are.....Petitioners.

MOTION FOR EXTENSION OF TIME

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S.C. SUPREME COURT

H. Donald Sellers, Esq.
J.W. Matthews III, Esq.
Haynsworth Sinkler Boyd, P.A.
P.O. Box 2048
Greenville, South Carolina 29602
Telephone: 864-240-3200
Facsimile: 864-240-3300
Attorneys for Respondent

Counsel for Respondent David W. Keller moves for a 30-day extension of time to file Respondent's Brief in the captioned matter. In support of the Motion, Counsel for Respondent would show that:

1. This is an appeal from a trial court's denial of a motion to compel arbitration.
2. On January 9, 2013, the Court of Appeals affirmed the trial court's decision to deny Appellants' Motion to Compel Arbitration.
3. On January 24, 2013, Appellants filed a Petition for Rehearing.
4. On March 12, 2013, the Court of Appeals denied Appellants' Petition for Rehearing.
5. The Appellants filed their Petition for Certiorari on June 8, 2013.
6. By order dated July 10, 2014, this Court granted the Petition.
7. This is Respondent's first request for an extension of time to file his response.
8. This Motion is being filed in good faith and not solely for the purpose of delay.
9. Because of scheduling conflicts and other commitments of counsel, the extra time requested by the motion for extension is necessary in order to give the Respondent adequate time to address the issues raised by the appeal.
10. Pursuant to Rule 263(b), SCACR, the Court may extend any time limit imposed by the South Carolina Appellate Court Rules.
11. Counsel for Respondent has consulted with Counsel for Petitioner who consents to the requested extension.

Therefore, for the reasons stated above, Respondent respectfully requests that the Court extend Respondent's deadline to file a Brief by thirty (30) days from September 8, 2014 up to and including October 9, 2014.

Respectfully submitted,



H. Donald Sellers, Esq.
J.W. Matthews III, Esq.
Haynsworth Sinkler Boyd, P.A.
P.O. Box 2048
Greenville, South Carolina 29602
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Facsimile: 864-240-3300
Attorneys for Respondent

August 28, 2014

THE STATE OF SOUTH CAROLINA
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David W. Keller.....Respondent,

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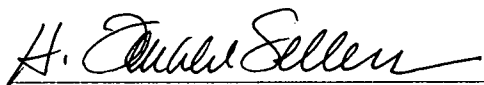
Of Whom ING Financial Partners, Inc.,
William C. Johnson, and Diversified Business Concepts, Inc., are.....Petitioners.

PROOF OF SERVICE

I certify that I have served **Respondent's Motion for Extension of Time** this 28th day of August, 2014, on counsel of record in the underlying action by depositing the same in the United States Mail, first class postage prepaid, as follows:

T. Chase Samples, Esq.
Jackson Lewis LLP
15 South Main Street
Suite 700
Greenville, SC 29601
Counsel for Petitioners

Charles F. Turner, Jr., Esq.
Wilson Jones Carter & Baxley, PA
872 S. Pleasantburg Drive
Greenville, SC 29607
*Counsel for Jackson National Life
Insurance Company*



H. Donald Sellers, Esq.
J.W. Matthews III, Esq.
Haynsworth Sinkler Boyd, P.A.
P.O. Box 2048
Greenville, South Carolina 29602
Telephone: 864-240-3200
Facsimile: 864-240-3300
Attorneys for Respondent

Haynsworth
Sinkler Boyd, P.A.

ATTORNEYS AND COUNSELORS AT LAW

ONE MAIN, 2ND FLOOR (29601-2772)
POST OFFICE BOX 2048 (29602-2048)
GREENVILLE, SOUTH CAROLINA
TELEPHONE 864.240.3200
FACSIMILE 864.240.3300
www.hsblawfirm.com

H. DONALD SELLERS, ESQ.
DIRECT DIAL NUMBER 864.240.3232
dsellers@hsblawfirm.com

August 28, 2014

The Honorable Daniel E. Shearouse
Clerk of Court
Supreme Court of South Carolina
P. O. Box 11330
Columbia, SC 29211

Re: Appellate Case No. 2013-000651
David W. Keller v. ING Financial Partners, Inc., William C. Johnson, Diversified
Business Concepts, Inc. and Jackson National Life Insurance Company
HSB File No. 35350.0001

Dear Mr. Shearouse:

Enclosed for filing please find Respondent's Motion for Extension of Time along with the Proof of Service. Also enclosed is our firm check for \$25.00 to cover the filing fee.

Please stamp the enclosed extra copy of the Motion and Proof of Service with the time and date of filing and return it to me in the enclosed self-addressed stamped envelope. Thank you for your attention to this matter.

With kind personal regards, I am

Very truly yours,

HAYNSWORTH SINKLER BOYD, P.A.



H. Donald Sellers

HDS/rls

Enclosures

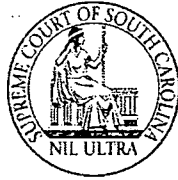
cc: T. Chase Samples, Esq. (w/enc.)
Charles F. Turner, Jr., Esq. (w/enc.)

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S.C. SUPREME COURT



The Supreme Court of South Carolina

Haynsworth Sinkler Boyd

09/02/2014

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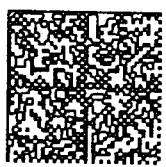
Case No: 2013-000651
Case Short Title: David Keller v. ING Financial Partners
Event:
Fee Type: Motion Fee
Amount: \$25.00
Payment Type: Check
Reference No: 1057102
Check/Money Order Date: 08/28/2014
Comments:

Haynsworth
Sinkler Boyd, P.A.

POST OFFICE BOX 2048
GREENVILLE, SOUTH CAROLINA 29602-2048

ATTORNEYS AND COUNSELORS AT LAW

The Honorable Daniel E. Shearouse
Clerk of Court
Supreme Court of South Carolina
P. O. Box 11330
Columbia, SC 29211



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