

IN THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

Edward W. Miller, Presiding Judge

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Case Number: 2013-CP-23-1833  
Appellate Case No. 2013-001645

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**RECEIVED**

SEP 19 2014

D&C Builders, Inc.....Appellant, **Court of Appeals**

v.

Richard M. Buckley and Wells Fargo National Association, Defendants,  
And Richard M. Buckley, Third-Party Plaintiff,

v.  
Scott Dodenhoff, Third-Party Defendant

of whom:

Richard M. Buckley ..... Respondent,

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**MOTION FOR EXTENSION OF TIME TO FILE RETURN  
TO RESPONDENT'S MOTION TO STRIKE AND TO FILE  
REPLY BRIEF TO RESPONDENT'S AMENDED INTIAL BRIEF**

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Appellant, D&C Builders, Inc., by and through its undersigned attorney and pursuant to Rule 240, SCACR, hereby respectfully moves for an extension of time to October 15, 2014 to serve and file its Return to Respondent's Motion to Strike Matter from Appellant's Designation and Brief and for an extension of time to file a Reply Brief to Respondent's Amended Initial Brief. This motion is based on the facts that the

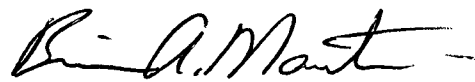
undersigned counsel received both Respondent's Motion to Strike and Respondent's Amended Initial Brief by mail on Monday, September 15, 2014, making a Return and Reply Brief due by September 25, 2014. Undersigned counsel for Appellant will be on a pre-planned family vacation to out of the United States to Italy from September 20, 2014 through October 5, 2014. Additionally, the undersigned's schedule for the remaining four days prior to departure already include multiple pre-scheduled client meetings, eleven (11) real estate closings, and other matters requiring attention prior to said vacation.

As a result, counsel respectfully requests an extension of time to October 15, 2014 (10 days after the undersigned's return on October 5, 2014) to file its Return to Respondent's Motion to Strike Matter from Appellant's Designation and Brief. As the Court's ruling on Respondent's Motion to Strike may affect the content of Appellant's Reply Brief, counsel for Appellant would respectfully request an extension of time to file its Reply Brief until ten (10) days after a ruling on Respondent's Motion to Strike.

No Memorandum is submitted with this motion as counsel does not believe it will assist the Court in granting or denying this Motion for Extension of Time.

September 16, 2014

Respectfully submitted,



Brian A. Martin  
S.C. Bar # 9791  
Brian A. Martin, LLC  
212 Trade Street  
Greer, South Carolina 29651  
(864) 879-7779  
ATTORNEY FOR APPELLANT

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v.

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of whom:

Richard M. Buckley ..... Respondent,

PROOF OF SERVICE

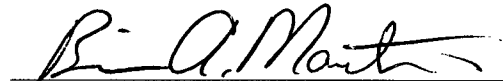
I hereby certify that that I have served a true copy of Appellant's Motion for Extension of Time to File Return and to File Reply Brief on Respondent and all parties of record by depositing a copy in the United States Mail, first class postage prepaid, on September 16, 2014, addressed to their attorneys of record as follows:

M. Stokely Holder, Esq.  
Kenison, Dudley & Crawford, LLC  
704 E. McBee Avenue  
Greenville, South Carolina 29601

H. Stewart James, Esq.  
Babb & Brown, P.C.  
505 W. Butler Rd.  
Greenville, South Carolina 29607

Thomas A. Shook, Esq.  
Finkel Law Firm, LLC  
Post Office Box 71727  
North Charleston, South Carolina 29415

September 16, 2014



Brian A. Martin  
Brian A. Martin, LLC  
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212 Trade Street  
Greer, South Carolina 29651  
(864) 879-7779

ATTORNEY FOR APPELLANT



**BRIAN A. MARTIN, LLC**  
ATTORNEY AT LAW

September 16, 2014

**VIA U.S. MAIL AND FAX: 803-734-1839**

Honorable Jenny Abbot Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: *D&C Builders, Inc. v. Richard M. Buckley, et al.*  
Greenville County Case #: 2013-CP-23-1833  
Appellate Case No. 2013-001645

Dear Ms. Kitchings:

Please find enclosed for filing in the above referenced matter an original and seven (7) copies each of Appellant's **Motion for Extension of Time to File Return and to File Reply Brief** along with a Proof of Service. Please file the original and return one clocked copy to my office in the enclosed self-addressed stamped envelope.

By copy of this letter, I am serving the same on all other parties via their counsel of record.

Thank you in advance for your assistance. Should you have any questions or need additional information, please do not hesitate to contact my office.

Sincerely,

Brian A. Martin

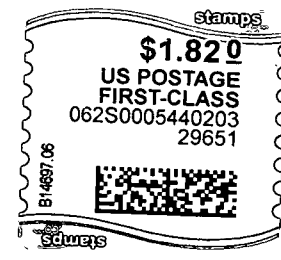
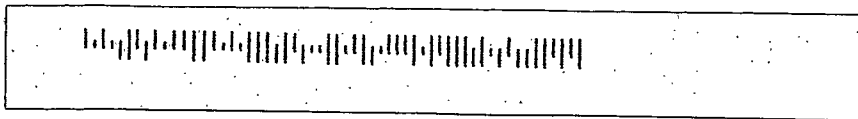
Enclosures (Originals by U.S. Mail)

cc: M. Stokely Holder, Esquire  
H. Stewart James, Esquire  
Thomas A. Shook, Esquire

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SEP 19 2014

**SC Court of Appeals**



BRIAN A. MARTIN, LLC  
212 TRADE STREET  
GREER, SOUTH CAROLINA 29651

HONORABLE JENNY ABBOT KITCHINGS  
CLERK OF COURT  
SOUTH CAROLINA COURT OF APPEALS  
POST OFFICE BOX 11629  
COLUMBIA, SC 29211

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