

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

ON WRIT OF CERTIORARI TO THE COURT OF APPEALS

Appellate Case No. 2012-213171

Lower Court Case No. 2009-CP-10-02846

RECEIVED

OCT 21 2014

S.C. Supreme Court

Errol Washington as Personal Representative of the
Estate of Danny Washington,Petitioner,

v.

Alice R. Stewart, Leroy Stewart, Alvin E. Burch, Sr., a/k/a Alvin E. Birch,
Rudell S. Burch, Sterling Lending Group, Inc., a South Carolina
Corporation, Regent Bank, and Wachovia Bank, N.A.,Defendants,

Of Whom Alice R. Stewart, Leroy Stewart, Alvin E. Burch, a/k/a
Alvin E. Birch, Rudell S. Burch and Wachovia Bank, N.A., are theRespondents.

MOTION FOR EXTENSION OF TIME TO FILE BRIEF OF PETITIONER

Petitioner moves the court for an Order granting Petitioner an extension of time to file the brief of Petitioner. The grounds for this motion are as follows:

1. The attorneys of record for Petitioner in this matter are Edward P. Guerard, Jr. and Mark S. Sharpe. At the time of filing the Petition, Mark S. Sharpe was a partner in the law firm of Warren & Sinkler LLP. Subsequently, the firm of Warren & Sinkler LLP ceased doing business, and no longer exists. As a result, Mark S. Sharpe is now employed by a different law firm (K&L Gates, LLP). Because of a potential conflict of interest arising from this change in law firms, Mark S. Sharpe requests to be relieved as counsel for Petitioner in this matter.

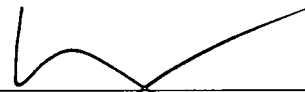
2. As a result of the foregoing, Mark S. Sharpe has filed a separate motion seeking to be relieved as co-counsel of record, and to have substituted in his stead T. Alexander Beard.

3. Existing co-counsel of record, Edward P. Guerard, Jr., will continue as co-counsel of record for Petitioner.

4. Because T. Alexander Beard may need additional time to familiarize himself with this case, Petitioner requests additional time to file the Brief of Petitioner.

WHEREFORE, Petitioner moves for an order extending the due date for Brief of Petitioner by 30 days, from October 24, 2014 to November 23, 2014.

Respectfully submitted,



Mark S. Sharpe
134 Meeting Street
Suite 200
Charleston, SC 29401
(843) 579-5647

Edward P. Guerard, Jr.
1106 Port Harbor Court
Mount Pleasant, SC 29464
(843) 881-7869

Attorneys for Petitioner

October 20, 2014

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

ON WRIT OF CERTIORARI TO THE COURT OF APPEALS

Appellate Case No. 2012-213171

Lower Court Case No. 2009-CP-10-02846

Errol Washington as Personal Representative of the
Estate of Danny Washington,Appellant,

v.

Alice R. Stewart, Leroy Stewart, Alvin E. Burch, Sr., a/k/a Alvin E. Birch,
Rudell S. Burch, Sterling Lending Group, Inc., a South Carolina
Corporation, Regent Bank, and Wachovia Bank, N.A.,Defendants,

Of Whom Alice R. Stewart, Leroy Stewart, Alvin E. Burch, a/k/a
Alvin E. Birch, Rudell S. Burch and Wachovia Bank, N.A., are theRespondents.

CERTIFICATE OF SERVICE

I certify that I have served the Motion for Extension of Time to File the Brief of
Petitioner on all counsel of record and all parties *pro se* by depositing a copy of it in the
United States Mail, postage prepaid on October 20, 2014, addressed as follows to the
parties below:

Trudy H. Robertson, Esquire
Robert E. Sumner, IV, Esquire
Moore & Van Allen, PLLC
P.O. Box 22828
Charleston, SC 29413-2828
(843) 579-7061
Attorney for Respondent Wachovia Bank, N.A.

RECEIVED

OCT 21 2014

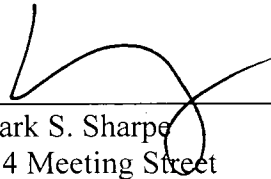
S.C. Supreme Court

Alice E. Birch
c/o 45 Carolina Street
Charleston, SC 29403
Pro Se

Rudell S. Birch
c/o 45 Carolina Street
Charleston, SC 29403
Pro Se

Alice R. Stewart
4812 Popperdam Creek Drive
North Charleston, SC 29418-3266
Pro Se

Leroy Stewart
4812 Popperdam Creek Drive
North Charleston, SC 29418-3266
Pro Se



Mark S. Sharpe
134 Meeting Street
Suite 200
Charleston, SC 29401
(843) 579-5647

Edward P. Guerard, Jr.
1106 Port Harbor Court
Mount Pleasant, SC 29464
(843) 881-7869

Attorneys for Petitioner

October 20, 2014

MARK S. SHARPE
134 MEETING STREET
SUITE 200
CHARLESTON, SC 29401
(843) 579-5647

By Federal Express

October 20, 2014

The Honorable Daniel E. Shearouse
Clerk of Court
Supreme Court of South Carolina
1231 Gervais Street
Columbia, SC 29201

Re: Errol Washington as Personal Representative of the Estate of Danny Washington v.
Alice R. Stewart, *et al.*
Appellate Case No. 2012-213171
Lower Court Case No. 2009-CP-10-02846
Motion for Extension of Time
Motion for Substitution of Counsel

RECEIVED

OCT 21 2014

Dear Mr. Shearouse:

S.C. Supreme Court

Enclosed please find for filing the following:

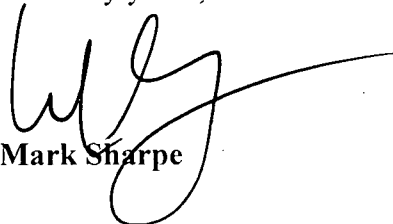
1. One original and seven copies of the Motion for Extension of Time to File Brief of Petitioner;
2. One original and seven copies of the Proof of Service with respect to the Motion for Extension of Time to File Brief of Petitioner;
3. One original and seven copies of the Motion to Substitute Co-Counsel of Record for Petitioner;
4. One original and seven copies of the Proof of Service with respect to Motion to Substitute Co-Counsel of Record for Petitioner;
5. A check payable to the Supreme Court of South Carolina in the amount of \$25.00 representing the filing fee for the motion referred to in 1 above; and
6. A check payable to the Supreme Court of South Carolina in the amount of \$25.00 representing the filing fee for the motion referred to in 3 above.

Please return a copy of items 1 through 4, stamped to indicate filing, to me in the enclosed self-addressed stamped envelope.

By copy of this letter, I am serving all counsel of record and all parties *pro se* with copies of the foregoing.

Thank you for your assistance. If I need to do anything further in this regard, please don't hesitate to contact me.

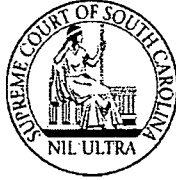
Sincerely yours,

A handwritten signature in black ink, appearing to read 'MS', with a long horizontal flourish extending to the right.

Mark Sharpe

Enclosures
MSS/kcc

cc: Trudy H. Robertson, Esq. (w/enclosures)
Robert E. Sumner, IV, Esq. (w/enclosures)
Alice E. Birch (w/enclosures)
Rudell S. Birch (w/enclosures)
Alice R. Stewart (w/enclosures)
Leroy Stewart (w/enclosures)



The Supreme Court of South Carolina

Edward P. Gueraed Jr.

10/21/2014

RECEIPT #73910

Case No: 2012-213171
Case Short Title: Errol Washington v. Alica Stewart
Event:
Fee Type: Motion Fee
Amount: \$25.00
Payment Type: Check
Reference No: 2671
Check/Money Order Date: 10/20/2014
Comments:

Extension