

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

R. Markley Dennis, Jr., Presiding Judge, Ninth Judicial Circuit

174341

Appellate Case No. 2014-001791
Trial Court Civil Action No. 2012-CP-10-1844

Deutsche Bank National Trust Company, as
Trustee of the IndyMac IMJA Mortgage
Trust 2007-A2, Mortgage Pass-Through
Certificates, Series 2007-A2 under the
Pooling and Servicing Agreement dated
August 1, 2007,

Appellant,

v.

Thomas C. Stevenson III, Irven M.
Stevenson, National Bank of South
Carolina nka Synovus Bank and South
Carolina Department of Revenue, and
One West Bank FSB, including its
division known as Indy Mac
Mortgage Services,

Defendants,

Of whom Thomas C. Stevenson III
And Irven M. Stevenson are

Respondents.

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APPELLANT'S MOTION FOR ENLARGEMENT
OF TIME TO FILE INITIAL BRIEF

Undersigned counsel for Appellants Deutsche Bank National Trust Company, as Trustee
of the IndyMac IMJA Mortgage Trust 2007-A2, Mortgage Pass-Through Certificates, Series

2007-A2 under the Pooling and Servicing Agreement dated August 1, 2007, (“Deutsche Bank”) and OneWest Bank FSB¹, including its division known as Indy Mac Mortgage Services (“OneWest”) respectfully moves before the Court for a thirty (30) day extension of time in which to file the Initial Brief of Appellant. The Initial Brief of Appellant is due December 1, 2014. If the requested enlargement is granted, the new due date would be December 31, 2014. The grounds for this motion are as follows:

1. Respondents’ counsel has consented to this extension, as reflected in the attached email exchange;
2. No prejudice to any party nor undue delay would result from the extension; and
3. Appellant’s counsel therefore believes there is good cause to grant the requested thirty (30) day extension to December 31, 2014.

(SIGNATURE ON FOLLOWING PAGE)

(REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK)

¹ Deutsche Bank and OneWest Bank/IndyMac are not adverse and have no claims against one another. This action includes a third party complaint by Defendants Stevenson against OneWest Bank/IndyMac. The current caption incorrectly blends the captions of the first party and third party complaints.

Deutsche Bank National Trust Company, etc.
v. Thomas C. Stevenson III et al.
Case No. 2014-001791
APPELLANT'S MOTION FOR ENLARGEMENT
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Respectfully submitted,



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Defendant/Appellant OneWest Bank FSB*

Respondents' counsel:

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*Attorney for Defendant SC Department of
Revenue (not a Respondent to this appeal)*

EXHIBIT A

Jen Ellis

From: Sean O'Connor
Sent: Monday, November 24, 2014 6:43 PM
To: J. Rutledge Young, Jr.
Cc: Liane Marcotulli; Julie Moore
Subject: RE: 2014-11-24-Extension Request- Deutsche Bank v. Stevenson et al., 2012-CP-10-01844

Thanks much, Rutledge. Will do.

Kind regards,

Sean

From: J. Rutledge Young, Jr. [<mailto:jry@duffyandyoung.com>]
Sent: Monday, November 24, 2014 5:29 PM
To: Sean O'Connor
Cc: Liane Marcotulli; Julie Moore
Subject: 2014-11-24-Extension Request- Deutsche Bank v. Stevenson et al., 2012-CP-10-01844

Glad to- just send me an order or say in letter to CA that I consent.

Rutledge

From: Sean O'Connor [<mailto:soconnor@FinkelLaw.com>]
Sent: Monday, November 24, 2014 11:57 AM
To: J. Rutledge Young, Jr.
Cc: Liane Marcotulli
Subject: RE: Deutsche Bank v. Stevenson et al., 2012-CP-10-01844

Hello, Rutledge. Hope all is well.

Would you please consent to a 30-day extension on the filing date of the Initial Brief of Appellant? It is currently due Dec. 1, 2014, so with the extension it would be due Dec. 31.

Kind regards,

Sean

Sean A. O'Connor
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CIRCULAR 230 DISCLOSURE: To comply with Treasury Department regulations, we inform you that, unless otherwise expressly indicated, any tax advice contained in this communication (including any attachments or enclosures) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties that may be imposed under the Internal Revenue Code or any other applicable tax law, or (ii) promoting, marketing or recommending to another party any entity, investment, plan, transaction, arrangement, or other tax related matter.

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In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

R. Markley Dennis, Jr., Presiding Judge, Ninth Judicial Circuit

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One West Bank FSB, including its
division known as Indy Mac
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Defendants,

Of whom Thomas C. Stevenson III
And Irven M. Stevenson are

Respondents.

PROOF OF SERVICE

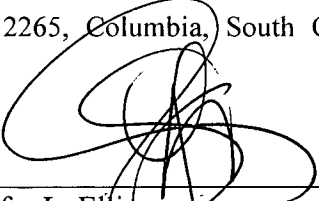
I certify that on the 26th day of November, 2014, I served *Appellant's Motion for Enlargement of Time to File Initial Brief* on J. Rutledge Young, Jr., Esq. of Duffy & Young, LLC, attorney of record for Respondents, Thomas M. Stevenson and Irven M. Stevenson; Tara E. Naful, Esq., of Adams and Reese, LLP, attorney of record for Defendant National Bank of South Carolina n/k/a Synovus Bank (not a Respondent to this appeal) and Milton G. Kimpson, Esq., attorney for Defendant South Carolina Department of Revenue (not a Respondent to this appeal), by depositing a copy in the U.S. Mail, postage prepaid, to their offices at 96 Broad Street, Charleston, South Carolina 29401, 211 King Street, Suite 330,

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Charleston, South Carolina 29401, and Post Office Box 12265, Columbia, South Carolina 29211, respectively.



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REPLY TO:
CHARLESTON LITIGATION

November 26, 2014

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: *Deutsche Bank National Trust Company, as Trustee of the IndyMac IMJA Mortgage Trust 2007-A2, Mortgage Pass-Through Certificates, Series 2007-A2 under the Pooling and Servicing Agreement dated August 1, 2007 v. Thomas C. Stevenson III and Irven M. Stevenson, National Bank of South Carolina nka Synovus Bank, South Carolina Department of Revenue, and OneWest Bank FSB, including its division known as Indy Mac Mortgage Services*
Appellate Case No.: 2014-001791
Our File No.: 52310.47707

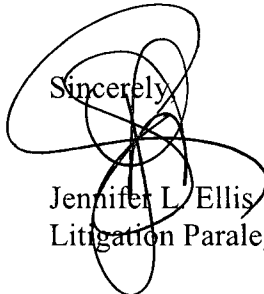
Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of *Appellant's Motion for Enlargement of Time to File Initial Brief* and the related *Proof of Service* which we have prepared in connection with the above referenced appeal. It would be greatly appreciated if you would file same and return the file-stamped copy in the enclosed envelope.

I have enclosed check number 56707 in the amount of \$25.00 for the motion fee.

If you have any questions or concerns, please contact me at your convenience.

With warmest regards, I am

Sincerely,

Jennifer L. Ellis
Litigation Paralegal

:jle
Enclosure

cc: J. Rutledge Young, Jr., Esq.
Tara E. Naufal, Esq.
Milton E. Kimpson, Esq.

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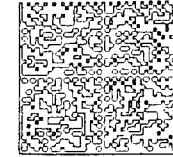
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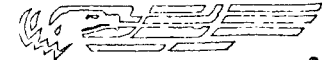
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