

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

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DEC 29 2014

SC Court of Appeals

The Honorable James O. Spence, Master-In-Equity

Common Pleas Case No. 2009-CP-32-506
Appellate Case No. 2014-001686

BANK OF AMERICA, N.A., as successor by merger to BAC Home Loans Servicing, LP FKA
Countrywide Home Loans Servicing, LP.....Respondent,

v.

Elisabeth Orvin and Randy J. Elrod, Defendants

Of whom Elisabeth Orvin is theAppellant.

**RESPONDENT'S MOTION TO EXTEND TIME TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

The undersigned, attorneys for the Respondent, Bank Of America, N.A., as successor by merger to BAC Home Loans Servicing, LP FKA Countrywide Home Loans Servicing, LP ("Bank of America"), pursuant to Rule 263, SCACR, hereby moves for an extension of time to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The grounds for this motion are that Respondent's attorneys require additional time to continue to investigate and respond to Appellant's arguments and need a thirty (30) day extension of time to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal. Appellant's Initial Brief and Designation of Matter to be Included in the Record on

appeal was filed on November 5, 2014 with this Honorable Court and Counsel for Respondent received the initial brief on November 12, 2014.

Respondent filed an extension of time on November 20, 2014 and This Honorable Court granted Respondent additional time to file its Initial Brief and Designation of Matter to be included in the Record on Appeal to January 5, 2015. Since that time, the parties have engaged in settlement discussions which could settle the case within the Thirty (30) day extension of time. Counsel for Respondent requests additional time to respond to the Appellant's Initial Brief to and including until February 4, 2015. Bank of America conferred with counsel for Appellants, who consent to this request.

Respectfully submitted, this ^{23rd} day of December, 2014.

MCGUIREWOODS LLP



Robert A. Muckenfuss (SC Bar #13903)
T. Richmond McPherson, III (SC Bar #80432)

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*Attorney for Respondent Bank of America, N.A. as
successor by merger to BAC Home Loans Servicing,
LP FKA Countrywide Home Loans Servicing, LP*

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **RESPONDENT'S MOTION TO EXTEND TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** has been served upon the parties in this action by mailing a copy thereof, postage prepaid, to the following:

Andrew Radeker, Esq.
HARRISON & RADEKER, P.A.
923 Calhoun Street
Columbia, South Carolina 29201

Attorney for Appellant Elisabeth Orvin

This the 23rd day of December, 2014.

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T. Richmond McPherson (SC Bar #80432)

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SC Court of Appeals
www.sccourts.gov
Direct Fax: 803.253.813

December 23, 2014

VIA FEDERAL EXPRESS MAIL

The Honorable Jenny Abbott Kitchings
South Court of Appeals Clerk of Court
1015 Sumter Street
Columbia, SC 29201

Re: ***Bank of America, N.A. vs. Elisabeth Orvin, et al.***
Court of Appeals No. 20143-001686
Trial Court No. 2009-CP-32-506

Dear Ms. Kitchings:

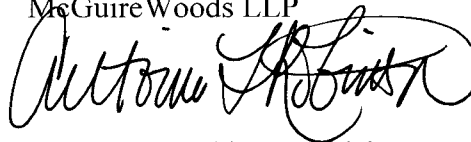
Please find enclosed an original and six (6) copies of Respondent Bank of America, N.A.'s Motion to Extend time to File Initial Brief and Designation of Matter to be Included on the Record on Appeal in connection with the above-referenced matter. I have also enclosed our firm's check in the amount of \$25.00 for the filing fees for the Motion and the self-addressed stamped envelope for the return of the filed copies.

By copy of this letter, we are serving counsel for the Appellant with a copy of the Respondent's Motion for Extension of Time to File Initial Brief and Designation of Matter to be Included on the Record on Appeal.

Thank you in advance for your kind consideration in this matter. Should you have any questions, please do not hesitate to contact me.

Sincerely,

McGuireWoods LLP



Antoine L. Robinson, NCCP
Litigation Paralegal

cc: Andrew Radeker, Esq.

From: (704) 343-2000
Antoine L. Robinson
McGuireWoods LLP
201 North Tryon St
Suite 3000
Charlotte, NC 28202

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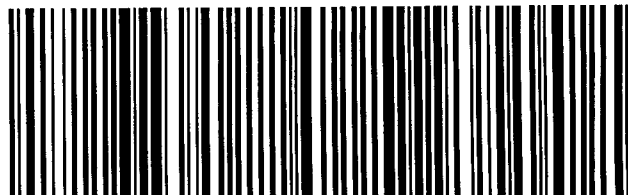
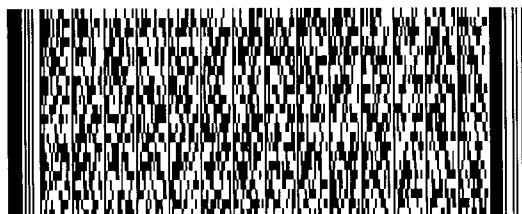
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