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THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

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

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

RECEIVED
JAN 28 2015
SC Court of Appeals

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 and Appellant have reached a settlement agreement in terms. The Parties are finalizing the agreed upon settlement and are finalizing the settlement terms and language, and would require additional time to finalize the terms of the agreement.

Respondent respectfully request an additional thirty (30) day extension of time to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal.

Respondent filed an extension of time on December 23, 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 February 4, 2015. Since that time, the parties have engaged in settlement discussions and have reached a settlement in principle and are continuing to finalize the terms of the settlement agreement.

Counsel for Respondent requests additional time to respond to the Appellant's Initial Brief to and including until March 6, 2015. Respondent Bank of America has conferred with counsel for Appellant, who consents to this request.

Respectfully submitted, this 28th day of January, 2015.

MCGUIREWOODS LLP



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

MCGUIREWOODS LLP
201 North Tryon Street, Suite 3000
Charlotte, North Carolina 28202
Telephone: (704) 343-2000
Facsimile: (704) 343-2300
rmuckenfuss@mcguirewoods.com
rmcpherson@mcguirewoods.com

*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 28th day of January, 2015.

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SC Court of Appeals



T. Richmond McPherson (SC Bar #80432)

McGuireWoods LLP
Fifth Third Center
201 North Tryon Street
Suite 3000
Charlotte, NC 28202
Tel 704.343.2000
Fax 704.343.2300
www.mcguirewoods.com

Antoine L. Robinson
Direct: 704.343.2047

McGUIREWOODS

arobinson@mcguirewoods.com
Direct Fax: 704.444.8813

January 28, 2015

VIA FEDERAL EXPRESS MAIL

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

RECEIVED
JAN 29 2015
SC Court of Appeals

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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**The Honorable Jenny A. Kitchings
SC Court of Appeals Clerks
1015 SUMTER ST**

COLUMBIA, SC 29201

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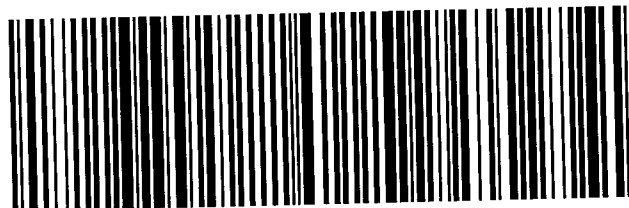
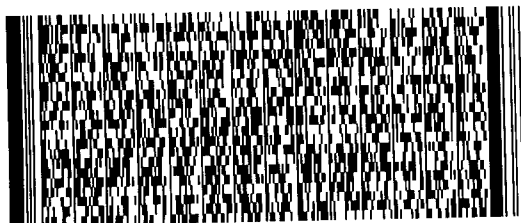
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