

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM LEE COUNTY

W. Jeffery Young, Presiding Judge, Third Judicial Circuit

Appellate Case No. 2014-0002451

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SC Court of Appeals

74971

Ernestine N. Palmer, as Trustee of the  
Article IV Trust created under the Will of  
Mary Denman Newman, deceased, Ronald  
O. Palmer, Ernestine N. Palmer, as Trustee  
of the Article IV Trust created under the  
Will of James E. Newman, deceased,

Respondents,

v.

Hatcham Grove, Inc., and David H.  
Lucas,

Appellants,

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

Undersigned counsel for Appellants Hatcham Grove, Inc. and David H. Lucas, 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 February 16, 2015. If the requested enlargement is granted, the new due date would be March 18, 2015. The grounds for this motion are as follows:

1. Respondents' counsel has consented to this extension, as reflected in the attached email exchange (**EXHIBIT A**);
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 March 18, 2015.

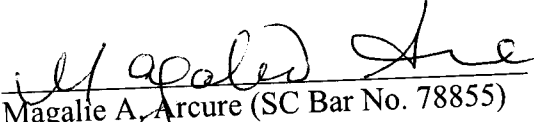
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Ernestine N. Palmer, et al.  
v. Hatcham Grove, Inc., et al.  
Case No. 2014-002451  
APPELLANT'S MOTION FOR ENLARGEMENT  
OF TIME TO FILE INITIAL BRIEF

Respectfully submitted,

February 3, 2015

  
Magalie A. Arcure (SC Bar No. 78855)  
FINKEL LAW FIRM LLC  
4000 Faber Place Drive, Suite 450  
North Charleston, South Carolina 29405  
T: 843.577.5460  
F: 866.800.7954  
[marcure@finkellaw.com](mailto:marcure@finkellaw.com)

*Attorney for Defendants/Appellants Hatcham  
Grove, Inc. and David H. Lucas*

Respondents' counsel:

Kyle B. Parker  
POPE & HUDGENS, P.A.  
Post Office Box 190  
Newberry, South Carolina 29108  
T: 803.276.2532  
F: 803.276.8684

*Attorney for Plaintiffs/Respondents Ernestine N.  
Palmer and Ronald O. Palmer*

# **EXHIBIT A**

Jen Ellis

**From:** Kyle Parker <kparker@popeandhudgens.com>  
**Sent:** Thursday, January 29, 2015 9:06 AM  
**To:** Magalie Arcure  
**Subject:** Re: Motion "MSTRIK-Motion/Strike and/or Dismiss" for Case "2013CP3100130-Ernestine N Palmer , plaintiff, et al VS Hatchman

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Sure Magalie. Whatever you need.

Kyle B. Parker  
Pope & Hudgens, P.A.  
1508 College Street  
P.O. Box 190  
Newberry, South Carolina 29108  
803-276-2532-Phone  
803-276-8684-Fax

----- Original Message -----

**From:** Magalie Arcure  
**To:** Kyle Parker  
**Sent:** Wednesday, January 28, 2015 4:06 PM  
**Subject:** RE: Motion "MSTRIK-Motion/Strike and/or Dismiss" for Case "2013CP3100130-Ernestine N Palmer , plaintiff, et al VS Hatchman

Hi Kyle,

It had been my intention to draft the appellate brief this and next week, however I have been summoned for jury duty beginning on Monday. Needless to say, this week has become a frenzy to get things in order for a potential week out of the office. Then I will be in court the majority of the following week.

I was wondering if you would consent to an extension for the appellate brief. I am more than happy to extend the same courtesy to you for the respondent brief.

Thanks,

Magalie A. Arcure, Esquire  
Finkel Law Firm LLC  
P.O. Box 41489  
Charleston, SC 29423  
Tel: (843) 577-5460  
Fax: (843) 577-5135  
Direct: (843) 576-6311  
[marcure@finkellaw.com](mailto:marcure@finkellaw.com)

*\* If you cannot reach me and require immediate assistance, please contact Dominique Biggers at [dbiggers@finkellaw.com](mailto:dbiggers@finkellaw.com). If you cannot reach me and require immediate assistance from an attorney, please contact Andy Shook at [ashook@finkellaw.com](mailto:ashook@finkellaw.com).*



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IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM LEE COUNTY

W. Jeffery Young, Presiding Judge, Third Judicial Circuit

Appellate Case No. 2014-0002451

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Ernestine N. Palmer, as Trustee of the  
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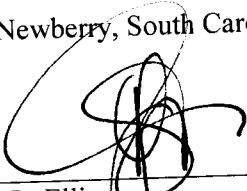
v.

Hatcham Grove, Inc., and David H.  
Lucas,

Appellants,

PROOF OF SERVICE

I certify that on the 3rd day of February, 2015, I served *Motion for Enlargement of Time to File Initial Brief of Appellants* on, Kyle B. Parker, by depositing a copy in the U.S. Mail, postage prepaid, to their offices at POPE & HUDGENS, P.A., Post Office Box 190, Newberry, South Carolina 29108.

  
Jennifer L. Ellis  
Litigation Paralegal  
FINKEL LAW FIRM, LLC  
4000 Faber Place Drive | Suite 450  
North Charleston, South Carolina 29405  
T: 843.577.5460  
F: 866.800.7954  
[jellis@finkellaw.com](mailto:jellis@finkellaw.com)

# FINKEL LAW FIRM LLC

JENNIFER L. ELLIS, PARALEGAL  
JELLIS@FINKEL.LAW.COM

REPLY TO:  
CHARLESTON LITIGATION

February 3, 2015

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

RE: *Ernestine N. Palmer, as Trustee of the Article IV Trust created under the Will of Mary Denman Newman, deceased, Ronald O. Palmer, Ernestine N. Palmer, as Trustee of the Article IV Trust created under the Will of James E. Newman, deceased v. Hatcham Grove, Inc. and David H. Lucas*  
Appellate Case No.: 2014-002451  
Our File No.: 58220.47137

Dear Ms. Kitchings:

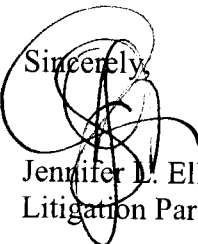
Enclosed please find the original and seven (7) copies of *Appellant's Motion for Enlargement of Time to File Initial Brief* and the related *Proof of Service* which we have prepared in connection with the above referenced appeal. It would be greatly appreciated if you would file same and return the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

I have enclosed check number 57270 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: Kyle B. Parker, Esq. (w/encl.)

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**SC Court of Appeals**

**COLUMBIA**  
1201 Main Street, Suite 1800  
Post Office Box 1799 (29202)  
Columbia, SC 29201  
Tel: (803) 765-2935  
Fax: (803) 252-0786

**CHARLESTON**  
**Litigation, Real Estate & REO**  
4000 Faber Place Drive, Suite 450  
Post Office Box 41489 (29423)  
North Charleston, SC 29405  
Tel: (843) 577-5460  
Fax: (843) 577-5135

**CHARLESTON**  
**Foreclosure**  
4000 Faber Place Drive, Suite 450  
Post Office Box 71727 (29415)  
North Charleston, SC 29405  
Tel: (843) 577-5460  
Fax: (843) 725-0015

**FINKEL**  
LAW FIRM LLC

4000 FABER PLACE DRIVE | SUITE 450  
NORTH CHARLESTON | SOUTH CAROLINA | 29405

jle

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
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