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STATE OF SOUTH CAROLINA  
IN THE  
COURT OF APPEALS

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Appeal from the Court of Common Pleas  
For Charleston County  
Honorable J. C. Nicholson, Jr., Circuit Judge  
Civil Action Nos.: 2010-CP-10-9096  
And 2011-CP-10-8840  
**Appellate Tracking No. 2014-001247**

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**RECEIVED**

JUL 17 2015

SC Court of Appeals

Frank Gordon, Jr., Individually and as Trustee  
of Dorothy S. Gordon (Deceased) Trust,

Respondent,

v.

Donald W. Lancaster,

Appellant.

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**Motion for Extension of Time (2<sup>nd</sup>)  
To File Initial Reply Brief**

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Stephen P. Groves, Sr., Esquire  
S.C. Bar No. 007854  
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*Attorneys for the Appellant*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT  
OF APPEALS:

COMES NOW the Appellant, Donald W. Lancaster ("Mr. Lancaster"), pursuant to Rule 240 of the South Carolina Appellate Court Rules, and respectfully requests this Court of Appeals to grant him an additional ten-day (10) extension of time in which to file his Initial Reply Brief and, if necessary, Reply Designation of Matter to be Included in the Record on Appeal (the "Reply DOM") in this appellate matter. The basis for this motion is that Mr. Lancaster's appellate counsel is involved in other appellate and trial matters at this time and needs the additional time in which to complete the Initial Reply Brief and, if needed, the Reply DOM.

Based upon the current briefing schedule Mr. Lancaster's Initial Reply Brief and Reply DOM are currently due on or before Thursday, 16 July 2015. Consequently, anticipating a favorable reception and subsequent grant of this extension motion, Mr. Lancaster's Initial Reply Brief and, if needed, Reply DOM would then be due on or before Monday, 27 July 2015 (as the 10<sup>th</sup> day falls on Sunday, 26 July 2015).

Finally, Mr. Lancaster respectfully requests this Court of Appeals to hold the briefing time in abeyance until such time as this motion may be considered and ruled upon.

Respectfully submitted:

*NEXSEN PRUET, LLC*

By: 

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*Attorneys for the Appellant*

Charleston, South Carolina

15 July 2015

NPCHAR1:1507641.1-APL-(SPG) 053211-00001

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SC Court of Appeals

Frank Gordon, Jr., Individually and as Trustee  
of Dorothy S. Gordon (Deceased) Trust,

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v.

Donald W. Lancaster,

Appellant.

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**Proof of Service for Extension Motion**

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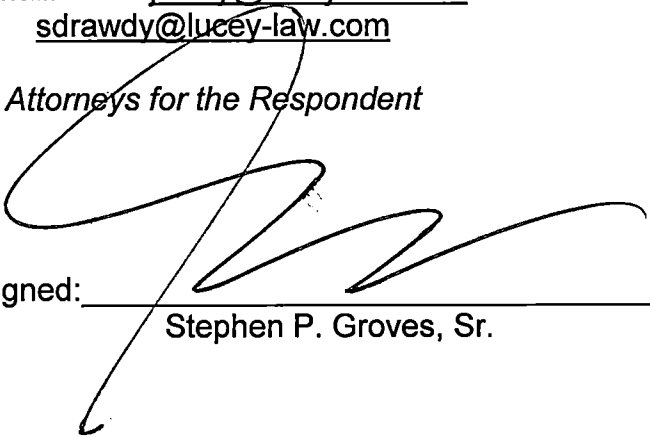
John J. Dodds, III, Esquire  
S.C. Bar No. 001707  
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*Attorneys for the Appellant*

I, Stephen P. Groves, Sr., Esquire, hereby certify that on 15 July 2015, I served a copy of the **Motion for Extension of Time (2<sup>nd</sup>) in Which to File Initial Reply Brief and Reply DOM** submitted by the Appellant, Donald W. Lancaster, on counsel for the Respondent via the United States Mail, postage pre-paid, and addressed as follows:

Justin O'Toole Lucey, Esquire  
Stephanie L. Drawdy, Esquire  
**JUSTIN O'TOOLE LUCEY, P.A.**  
415 Mill Street  
Mount Pleasant, South Carolina 29201  
Telephone: 843.849.8400  
Telecopier: 843.849.8406  
E-Mail: [jlucey@lucey-law.com](mailto:jlucey@lucey-law.com)  
[sdrawdy@lucey-law.com](mailto:sdrawdy@lucey-law.com)

*Attorneys for the Respondent*

Signed:   
Stephen P. Groves, Sr.

Charleston, South Carolina

15 July 2015

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NEXSEN | PRUET

Stephen P. Groves, Sr.  
Member  
Admitted in SC

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JUL 17 2015

SC Court of Appeals

15 July 2015

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

Re: Frank Gordon, Jr., Individually and as Trustee of the Dorothy S. Gordon (Deceased) Trust v Donald W. Lancaster

Appeal from the Charleston County  
Court of Common Pleas

Case Action No.: 2011-CP-10-8840  
Appellate Case Tracking No.: **2014-001247**  
Case Action No.: 2010-CP-10-9096  
Appellate Case Tracking No.: **2014-001763**  
(Consolidated Cases)  
NP File No.: 053211-00001

Charleston

Charlotte

Columbia

Greensboro

Greenville

Hilton Head

Myrtle Beach

Raleigh

Dear Ms. Kitchings:

Enclosed please find the original and seven copies of a Motion for Extension of Time (2<sup>nd</sup>) in Which to File Initial Reply Brief and Reply DOM (if necessary) in the above-referenced consolidated appellate matters. I also enclose a Proof of Service indicating service of the Motion for Extension of Time (2<sup>nd</sup>) in Which to File Initial Reply Brief and Reply DOM and the Proof of Service upon counsel for the Respondent. Finally, I enclose our firm check in the amount of \$25.00 as payment for the filing fee.

I would greatly appreciate you filing the Motion for Extension of Time (2<sup>nd</sup>) in Which to File Initial Reply Brief and Reply DOM and the Proof of Service with the Court of Appeals and returning a date stamped copy of each to my attention in the enclosed self-addresses, stamped envelope. By copy of this letter, I am serving the Respondent's counsel with a copy of the referenced documents.

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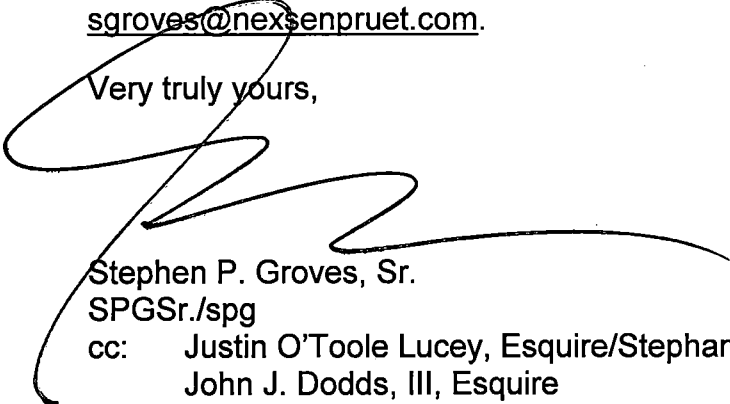
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Nexsen Pruet, LLC  
Attorneys and Counselors at Law

Honorable Jenny Abbott Kitchings  
Clerk of Court  
15 July 2015  
Page 2 of 2

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If you need anything else or I otherwise may be of any assistance to you or to the Court of Appeals regarding this matter, please feel free to contact me at your convenience. My direct telephone number is 843.720.1725, direct telecopier is 843.414.8206, and the e-mail is [sgroves@nexsenpruet.com](mailto:sgroves@nexsenpruet.com).

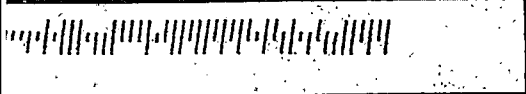
Very truly yours,



Stephen P. Groves, Sr.  
SPGSr./spg

cc: Justin O'Toole Lucey, Esquire/Stephanie D. Drawdy, Esquire  
John J. Dodds, III, Esquire  
Mr. Donald Lancaster

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