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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

Daniel Dewitt Hall, Circuit Court Judge

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JUL 27 2015

Case No. 2014-CP-46-01638

Appellate Case No. 2015-001018

SC Court of Appeals

TD Bank, N.A., Successor by
merger with
Carolina First Bank,

Respondent,

v.

Joseph L. Huckabee, Jr., a/k/a
Joseph Laverne Huckabee,
Pat Huckabee; and
The Huckabee, LLC,

Appellants.

MOTION FOR EXTENSION OF TIME
and TO CONSOLIDATE APPEALS

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellants, by their counsel herein, move this Court for an order granting them an extension of time in which to file their Initial Brief and Designation of Matter to be included in the Record on Appeal, and

To consolidate appeals, on the grounds stated below:

1. By receipt of the Transcript of Hearing herein on June 23, 2015, the Appellant's Initial Brief and Designation of Matter to be included in the Record is due as of July 23rd, 2015.
2. Due to the press of business, counsel for Appellant has been unable to complete the Initial Brief and Designation of Matter to be included in the


- Record on Appeal within that period.
3. Counsel believes the same can be filed within an additional period of time, that is: on or before Wednesday, August 26th, 2015. This period is selected to correspond with that requested in the joint appeal entitled TD BANK, N.A., Respondent, v. JOSEPH L. HUCKABEE, Appellate Case No. 2015-001015.
 4. The legal issues in this appeal and that designated as Appellate Case No. 2015-001015 are similar, if not identical, as is the Respondent in both cases and some of the Appellants, all of which Appellants consent to this Motion to Consolidate.

The basis of this Motion is the within-cited Rule, the records of this appeal, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellants herein move this Court for an extension of time in which to file their Initial Brief and Designation of Matter to be included in the Record on Appeal, for an additional period, as set out above, pursuant to Rule 240 and 263(b), S.C.A.C.R., and

to consolidate this Appeal with that in that appeal entitled TD BANK, N.A., Respondent, v. JOSEPH L. HUCKABEE, Appellate Case No. 2015-001015.

July 23, 2015



John Martin Foster
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Attorney for Appellants

Other Counsel of Record:

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Brandon Keith Poston
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Joseph Laverne Huckabee,

Appellant.

PROOF OF SERVICE

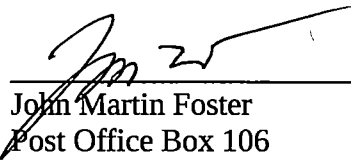
I certify that I have served the Appellant's Motion for Extension of Time and to Consolidate Appeals dated July 23, 2015, on the following counsel or persons of record:

John T. Moore
Brandon Keith Poston
Nelson Mullins Riley & Scarborough, LLP
Post Office Box 110070
Columbia, S. C. 29211

Matthew J. Modica
U.S. Attorney's Office
151 Meeting Street, Suite 200
Charleston, S. C. 29401

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262(b), S.C.A.C.R.

July 23, 2015



John Martin Foster
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803 324-8100
Attorney for Appellants

JOHN MARTIN FOSTER

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July 23, 2015

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

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SC Court of Appeals

Re: TD Bank, N.A., Successor by merger with Carolina First Bank, Respondent
v. Joseph L. Huckabee, a/k/a Joseph Laverne Huckabee, Jr., et al., Appellants
Case No.: 2014-CP-46-01638
Appeallate Case No. 2015-001018

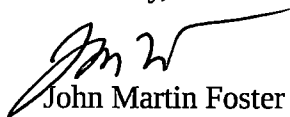
Dear Ms. Kitchings:

In accordance with Rules 240 and 263(a), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of the Appellant's Motion for Extension of Time and to Consolidate Appeals, together with Certificate of Service for the same in the above referenced case. I also enclose our check for the Motion fee of \$25.00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motion, as evidenced by the Certificate of Service.

Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely,

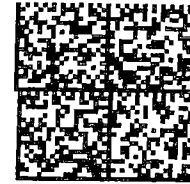
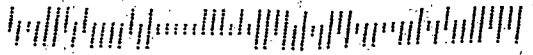


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jmf/
enclosures

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US POSTAGE

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TO:

THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF THE COURT OF APPEALS
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