

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph M. Strickland, Master-in-Equity

Appellate Case No. 2014-002627
Common Pleas Case No. 2011-CP-40-7187

South Carolina Community Bank,.....Respondent,

v.

Salon Proz, LLC, Columbia Empowerment Zone, Inc. d/b/a The Columbia
Empowerment Zone, and Frank Mitchell, Defendants,

Of which Salon Proz, LLC is the.....Appellant.

MOTION FOR EXTENSION OUT OF TIME TO FILE
APPELLANT'S INITIAL REPLY BRIEF

Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

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AUG 18 2015
SC Court of Appeals

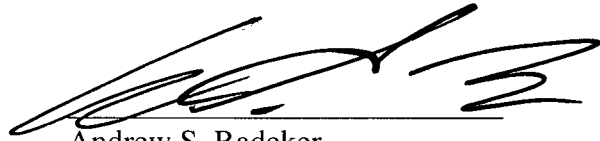
Appellant hereby moves pursuant to Rule 263(b), SCACR, for a one-day extension, out of time, of the time in which to file Appellant's Initial Reply Brief and in this case. The grounds for this motion are that there is good cause to grant the requested extension, as the following shows:

1. The deadline for service and filing of Appellant's Initial Reply Brief was yesterday, August 17, 2015.
2. Appellant's counsel finished the brief and served it yesterday, on time, by mailing it to the other counsel in this case. This was after the close of business yesterday. Unfortunately, Appellant's counsel's office postage machine ran out of pre-loaded postage during the process of affixing the postage to the envelopes to serve and file the brief. While the undersigned had enough postage available to mail the envelopes serving the brief, there was not enough postage available for the envelope to send the brief for filing with the court. The undersigned is embarrassed to admit that he does not know enough about the postage machine in his own office to have loaded more postage into it, and all other people who work at his firm had already left for the day hours earlier.
3. Appellant's counsel believes there is good cause to grant the requested one-day extension and allow the brief to be filed today.
4. Opposing counsel consents to this extension, as shown by the attached email printout. Further, the undersigned knows of no

prejudice that would be worked to anyone by the granting of this motion.

WHEREFORE Appellant prays for an order extending the time in which to file Appellant's Initial Reply Brief by one day to today, August 18, 2015.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. S. Radeker', written over a horizontal line.

Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

August 18, 2015

Drew Radeker

From: Carmen Ganjehsani <CGanjehsani@RichardsonPlowden.com>
Sent: Tuesday, August 18, 2015 9:09 AM
To: Drew Radeker
Subject: RE: S.C. Community Bank v. Salon Proz

Yes, you have my consent.

From: Drew Radeker [mailto:Drew@harrisonfirm.com]
Sent: Tuesday, August 18, 2015 8:57 AM
To: Carmen Ganjehsani
Subject: RE: S.C. Community Bank v. Salon Proz

Carmen:

Attached is a copy of the reply brief I served yesterday evening. Unfortunately, our office postage machine ran out of postage after I stamped the envelopes serving it, and there wasn't enough postage for the envelope to the Court of Appeals. It was well after the close of business, and I didn't (and don't) really know how to upload more postage into the machine, so I'll need to file the brief today, even though that would make it one day late. Would you consent to a motion to file the reply brief out of time by one day?

Thank you.

Drew Radeker

HARRISON & RADEKER, P.A.

ATTORNEYS AT LAW

*Real Estate / Property Disputes · Foreclosure · Media Law · Zoning · Criminal Defense · Appeals
Personal Injury · Consumer Law · Mediation/ Arbitration · False Arrest · Commercial Litigation*

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This e-mail message contains confidential, privileged information intended solely for the addressee. Please do not read, copy or disseminate it unless you are the addressee. If you have received it in error, please call us (collect) at (803) 779-2211 and ask to speak with the message sender. Also, we would appreciate your forwarding the message back to us and deleting it from your system. Any tax information or written tax advice contained herein (including any attachments) is not intended to be and cannot be used by any taxpayer for the purpose of avoiding tax penalties that may be imposed on the taxpayer. (The foregoing legend has been affixed pursuant to U.S. Treasury Regulations governing tax practice.) Thank you.

From: Carmen Ganjehsani [mailto:CGanjehsani@RichardsonPlowden.com]
Sent: Wednesday, July 1, 2015 3:05 PM
To: Drew Radeker <Drew@harrisonfirm.com>
Subject: RE: S.C. Community Bank v. Salon Proz

Received them. Thanks.

From: Drew Radeker [mailto:Drew@harrisonfirm.com]
Sent: Wednesday, July 01, 2015 12:03 PM
To: Carmen Ganjehsani
Subject: RE: S.C. Community Bank v. Salon Proz

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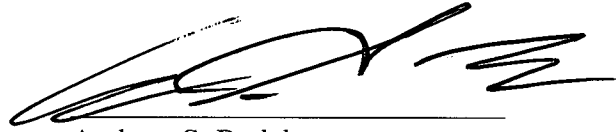
PROOF OF SERVICE

I certify that I served the foregoing motion for extension of time by depositing
a copy of it on the date shown below in the United States Mail, postage prepaid,
addressed as follows:

S. Nelson Weston, Jr., Esq.
Carmen V. Ganjehsani, Esq.
Charles J. Webb, Esq.
Richardson, Plowden & Robinson, P.A.
P.O. Box 7788
Columbia, SC 29202

Leah B. Moody, Esq.
Law Office of Leah B. Moody, LLC
P.O. Box 1015
Rock Hill, SC 29730

August 18, 2015

A handwritten signature in black ink, appearing to read 'Andrew S. Radeker', is written over a horizontal line.

Andrew S. Radeker
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Attorney for Appellant

LAW OFFICES
HARRISON & RADEKER, P.A.
923 CALHOUN STREET
COLUMBIA, SOUTH CAROLINA 29201

James C. Harrison, Jr.*
Andrew S. Radeker
Taylor M. Smith IV

* Mediator/Arbitrator

August 18, 2015

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AUG 18 2015
SC Court of Appeals

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Columbia, SC 29250

(803) 779-2211
(803) 779-6700 (FAX)

VIA HAND DELIVERY

The Hon. Jenny Abbott Kitchings
Clerk of Court, Court of Appeals of South Carolina
1220 Senate Street
Columbia, South Carolina 29201

Re: South Carolina Community Bank v. Salon Proz, LLC, et al.
Appellate Case No. 2014-002627

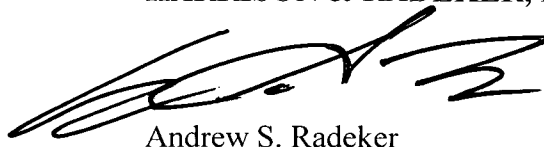
Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced case are an original and seven copies of a motion for extension of time and the appellant's initial reply brief, with attached proof of service thereof. Also enclosed is this firm's check in the amount of \$25.00 as the motion fee.

Kindly file these documents and return a file-stamped copy to this office in the stamped and addressed envelope enclosed. Of course, if you or your staff have any questions or concerns, please do not hesitate to contact me.

With kind regards, I am,

Very truly yours,
HARRISON & RADEKER, P.A.



Andrew S. Radeker

ASR/

Enclosures

cc: Leah B. Moody, Esq.
Carmen V. Ganjehsani, Esq.
S. Nelson Weston, Jr., Esq.
Charles J. Webb, Esq.