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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHESTER COUNTY
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

RECEIVED

Case No. 2014-CP-12-00272

AUG 28 2015

Appellate Case No. 2015-001015

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,

Appellant.

MOTION FOR EXTENSION OF TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellant, by his counsel herein, moves this Court for an order granting an extension of time in which to file the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in the matter above, on the grounds stated below:

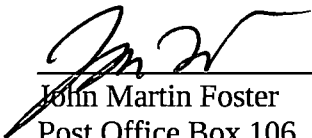
1. The Appellant has filed his Motion to consolidate this Appeal and that designated as TD BANK, N.A., Respondent, v. JOSEPH L. HUCKABEE et al., Appellants, Appellate Case No. 2015-001018 on the basis of the similarity of issues involved. All Appellants in both Appeals have consented to that Motion to Consolidate.
2. As of the date of this Motion, no decision on the said Motion to Consolidate has been communicated to Counsel for the Appellant.

3. The Court has presently granted an extension of time for the purposes listed above through August 26, 2015.
4. Counsel for Appellant has also been prevented from further action herein due to the press of business in his office.

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

WHEREFORE, the Appellant herein moves this Court for an extension of time, until a reasonable period after the Court's Decision on the Appellant's Motion to Consolidate, in which to file the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal.

August 26, 2015



John Martin Foster
Post Office Box 106
Rock Hill, S. C. 29731-6106
803 324-8100
Attorney for Appellant

Other Counsel of Record:

John T. Moore
Brandon Keith Poston
Nelson Mullins Riley & Scarborough, LLP
Post Office Box 110070
Columbia, S. C. 29211
Attorneys for Respondent
(803) 255-9518

Matthew J. Modica
U.S. Attorney's Office
151 Meeting Street, Suite 200
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Attorney for United States: IRS
(843) 266-1600

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PROOF OF SERVICE

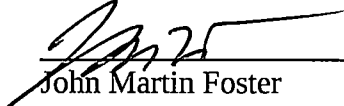
I certify that I have served the Appellant's Motion for Extension of Time dated August 26, 2015, on the following counsel or persons of record:

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.

August 26, 2015



John Martin Foster
Post Office Box 106
Rock Hill, S. C. 29731-6106
803 324-8100
Attorney for Appellant

JOHN MARTIN FOSTER

Attorney at law

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223 East Main Street Suite 520	Rock Hill SC	803 324 8109 Fax
Rock Hill South Carolina 29730	29731-6106	jmfoster@comporium.net

August 26, 2015

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

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AUG 28 2015

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., Appellant
Case No.: 2014-CP-12-00272
Appeallate Case No. 2015-001015

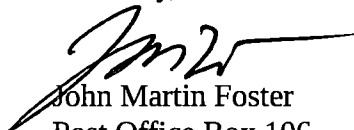
Dear Ms. Kitchings:

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, 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,

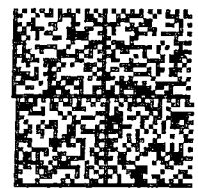
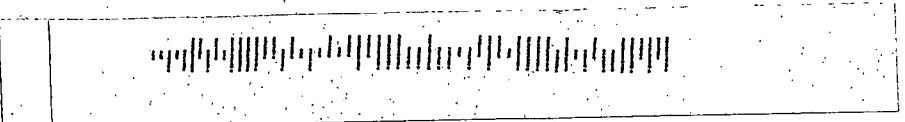


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Attorney for Appellant


jmf/
enclosures

cc: John T. Moore
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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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 COLUMBIA, S.C. 29211

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