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STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM CHEROKEE COUNTY
Court of Common Pleas

The Honorable R. Keith Kelly, Circuit Judge

C.A. NO. 2011-CP-11-0722
Court of Appeals File No. 2015-001381

RECEIVED
OCT 01 2015
SC Court of Appeals

Branch Banking and Trust Company.....Respondent,

v.

Papa Oil Co., LLC a/k/a Papa Oil, LLC,
Anjay R. Patel, Devang Amin, and
Gupteshwar Pathak.....Defendants

Of whom Papa Oil Co., LLC a/k/a Papa Oil, LLC,
Devang Amin, and Gupteshwar Pathak are.....Appellants.

MOTION FOR SECOND EXTENSION OF TIME

Respondent, Branch Banking and Trust Company, hereby moves this Court for a thirty (30) day extension of time in which to file Initial Brief of Respondent and Designation of Matter. Grounds for the request are that Respondent is in advanced stages of settlement negotiations with the Appellants, has reached an agreement with Appellants to resolve this matter completely, and is in the process of finalizing the relevant settlement paperwork. Respondent's prior ten (10) day extension request made its Initial Reply Brief is due on October 1, 2015. With the additional thirty (30) day extension, Respondent's Initial Reply Brief will be due Monday, November 2,

2015, per Rule 263, SCACR. **Respondent asks that the current deadline be held in abeyance pending the Court's consideration and resolution of this motion. This will be Respondent's final request for an extension.**

All opposing counsel have been consulted and consent to the extension.

CLAWSON and STAUBES, LLC

for Andrew F. Carson *Bar No: 101880*
Andrew F. Carson, Bar No.: 100041
1000 E North Street, Suite 200
Greenville, South Carolina 29601-3106
Phone: (864) 331-8940
Fax: (864) 232-2921
Email: Acarson@clawsonandstaubes.com
Attorney for Respondent

Greenville, South Carolina
October 1 , 2015

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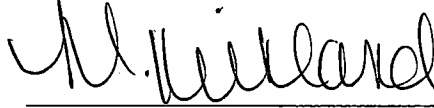
PROOF OF SERVICE

I hereby certify that true and correct copies of the **MOTION FOR SECOND
EXTENSION OF TIME**, along with proof of service, was served upon counsel by placing a
copy of same in the United States Mail with proper postage affixed thereto addressed as follows:

Craig H. Allen, Esq.
P.O. Box 10854
Greenville, SC 29603.

Scott F. Talley, Esq.
2500 Winchester Place, Suite 100
Spartanburg, SC 29301

CLAWSON AND STAUBES, LLC



for

Lisa Layton, Paralegal
Attorneys for Respondent
1000 E. North Street, Suite 200
Greenville, SC 29601
864-331-8940/Fax: 864-232-2921

October 1, 2015
Greenville, South Carolina

**CLAWSON
AND STAUBES**
LLC

Andrew F. Carson
Licensed in SC and NC
acarson@clawsonandstaubes.com

October 1, 2015

File No.: 20110010.020

Via Hand Delivery

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street, 5th Floor
Columbia, SC 29201

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SC Court of Appeals

**Re: Branch Banking and Trust Company, Respondent
vs. Papa Oil Co., LLC, a/k/a Papa Oil, LLC, Devang Amin, and Gupteshwar
Pathak, Appellants
Appellate Case #: 2015-001381**

Dear Ms. Kitchings:

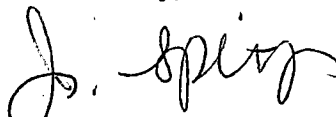
Enclosed please find an original and seven copies of a Motion for Second Extension of Time for a thirty (30) day extension to file the Initial Brief of Respondent and Designation of Matter. The basis for this Motion is that that Respondent is in advanced stages of settlement negotiations with the Appellants, has reached an agreement with Appellants to resolve this matter completely, and is in the process of finalizing the relevant settlement paperwork. Please file the original and return a clocked copy to me via our courier.

Also enclosed is my firm check in the amount of \$25.00 and Proof of Service showing service to opposing counsel in this matter.

Should you have any questions regarding this matter, please do not hesitate to contact me.

With kind regards,

Sincerely,


for Andrew F. Carson

AFC/
Enclosures

Cc: Craig Allen
Scott Talley