

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Hon. Roger M. Young, Circuit Court Judge

RECEIVED

OCT 21 2015

SC Court of Appeals

Appellate Case No. 2015-001809

Skywaves I Corporation, Appellant/Respondent,

v.

Branch Banking and Trust Company, Successor in Merger
to Branch Banking and Trust Company of SC,
a/k/a BB&T, and James Edahl, Defendants,

Branch Banking and Trust Company,
Successor in Merger to Branch Banking and Trust
Company of SC, a/k/a BB&T, Respondent/Appellant,

And

James Edahl, Respondent,

**CONSENT MOTION FOR EXTENSION OF TIME (*NUNC PRO TUNC*) TO FILE
RESPONDENT/APPELLANT'S INITIAL BRIEF AND
DESIGNATION OF MATTER**

Respondent/Appellant Branch Banking and Trust Company, Successor
in Merger to Branch Banking and Trust Company of SC, a/k/a BB&T
("BB&T"), respectfully moves for a 60-day extension of time in which to file
its initial brief and designation of matter. Further, BB&T requests that the
extension be granted *nunc pro tunc* to September 28, 2015, the original due

date for its initial brief and designation of matter. The extension, if granted, would result in a new due date of November 27, 2015. In support of this motion, BB&T would show as follows.

1. Appellant/Respondent Skywaves I Corporation ("Skywaves") filed its notice of appeal on August 21, 2015. Subsequently, on August 25, 2015, Skywaves filed an Amended and Supplemental Notice of Appeal.

2. On September 18, 2015, Respondent/Appellant BB&T, and Respondent James Edahl ("Edahl"), jointly moved to strike the Amended and Supplemental Notice of Appeal. On the same day, BB&T and Edahl jointly moved for entry of an order staying all briefing deadlines for all parties until 30 days after this Court rules on the Motion to Strike.

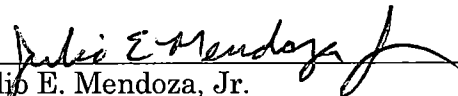
3. The Court has not yet ruled on the Motion for Stay. However, all parties to this appeal are in agreement that all briefing should be stayed until 30 days after this Court rules on the Motion to Strike. In support of this position, Skywaves, BB&T, and Edahl jointly filed a proposed consent order on Friday, October 16 to stay the briefing deadlines.

4. BB&T has consulted with counsel for Skywaves and counsel for Edahl, and is authorized to state that both consent to the granting of this motion.

WHEREFORE, Respondent/Appellant BB&T respectfully requests entry of a 60-day extension of time in which to file its initial brief and designa-

tion of matter, *nunc pro tunc* to September 28, 2015, resulting in a new due date of November 27, 2015.

Respectfully submitted,



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Columbia, South Carolina
October 21, 2015

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And

James Edahl, Respondent,

PROOF OF SERVICE

I, Julio E. Mendoza, Jr., Esquire, hereby certify that on the 21st day of October, 2015, I served a copy of the CONSENT MOTION FOR EXTENSION OF TIME (*NUNC PRO TUNC*) TO FILE RESPONDENT/APPELLANT'S INITIAL BRIEF AND DESIGNATION OF MATTER, submitted by Respondent/Appellant Branch Banking and Trust Company, Successor in Merger to Branch Banking and Trust Company of SC, a/k/a BB&T, on counsel for the Appellant/Respondent and on counsel for Respondent James Edahl via United States Mail, postage prepaid, and addressed as follows:

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