

The State Of South Carolina  
In The Court of Appeals

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OCT 29 2015

Appeal from Richland County Court of Common Pleas

SC Court of Appeals

Alison Renee Lee, Circuit Court Judge

TD Bank, NA, successor by Merger )  
with Carolina First Bank ) Civil Action No. 2012 – CP 40 -07540;  
Respondent, ) 2012-CP-40-0674  
v. ) Appellate Case: 2015-000730  
David H. Jacobs, )  
Appellant )  
v. )  
TD Bank, NA, successor by Merger )  
with Carolina First Bank )  
Respondent, )  
v. )  
David H. Jacobs and James McFarland, )  
Defendants, )  
Of Whom David H. Jacobs is the )  
Appellant )  
)

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Motion for Third Extension to File Appellant Jacobs' Initial Brief

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Counsel for the Appellant Jacobs Requests and Moves for an extension of thirty days in which to file and serve the Appellant's Initial Brief. This Request is made because Counsel for the Appellant, Charles Carpenter, had most of his home which also includes his office, destroyed by the flood that began October 3 & 4. Counsel did live at 4825 Portobello Rd. which is in bullseye of the flooded area.

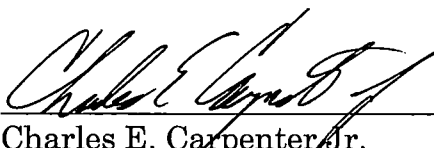
The time since then has been devoted to finding and moving into a place to live, removing and destroying furniture, floors, sheetrock, carpets, cabinets,

anything with fabric, and the many other things that were either directly destroyed or were contaminated and had to be disposed of. Three vehicles were destroyed, one computer and printer were destroyed and more.

Additional time was needed to meet with city, county, and FEMA officials, and having inspections done and complied with. Yet more significant time was necessary to work with paid companies and volunteers to tear out any contaminated portions of the house to prevent further mold, fungus and other dangerous contamination from sewers, and other chemical contaminants.

Counsel does now have a temporary residence in Middleborough and now has internet access from his temporary apartment and has his cell phone. Counsel now has access to a printer and scanner at another location and Counsel also has made arrangements and has obtained the exhibits from the Circuit Court. Counsel believes that he is now basically able to function and that a thirty day extension until November 27, 2015 could be complied with.

This the 24 day of October, 2015.

  
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CERTIFICATE OF SERVICE

I, the undersigned, an employee of Carpenter Appeals and Trial Support, LLC, attorneys for Appellant, David H. Jacobs, do hereby certify that I have this date served the foregoing Motion for Third Extension to File Appellant Jacobs' Initial Brief, dated October 27, 2015, by personally depositing a copy of the same in a United States Postal Service mailbox, postage prepaid, addressed to the parties indicated below:

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B. Allison Estrada  
B. Allison Estrada, Paralegal to Charles  
E. Carpenter, Jr.

Dated: October 27, 2015.