

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

The Honorable Mikell R. Scarborough  
Master-In-Equity

Appellate Case No. 2014-002590  
Circuit Court Case No. 2011-CP-10-2946

**RECEIVED**  
DEC 23 2015  
SC Court of Appeals

Brent E. Bentrin, ..... Appellant,

v.

Wells Fargo Bank, N.A., ..... Respondent.

**JOINT MOTION FOR SECOND EXTENSION  
BASED ON PENDING MOTION TO SEAL  
AND INCOMPLETE RECORD**

Appellant Brent E. Bentrin and Respondent Wells Fargo Bank, N.A. (“Wells Fargo”) request a thirty-day extension, until January 28, 2016, to file all Final Briefs and the Record on Appeal.

**ARGUMENT**

On December 22, 2015, the Court of Appeals granted an Amended Order clarifying that deadlines for filing the Record on Appeal, the Appellant’s Final Brief and Reply Brief, and the Respondent’s Final Brief were extended until December 29, 2015.

Appellant served the Record on Appeal on November 5, 2015. Upon reviewing the Record on Appeal, counsel for Wells Fargo realized that it included 51 pages which were marked “Confidential” prior to production. Wells Fargo filed a Consent Motion to Seal on December 17,

2015 ("Motion to Seal"). The Motion to Seal requests that the documents marked Confidential be filed in a separate, sealed appendix. To date, the Court of Appeals has not ruled on the Motion to Seal.

Further, counsel for Wells Fargo also realized that the Record on Appeal was missing several pages from a 2007 Complaint. This omission was inadvertent. Counsel for Appellant has agreed to add the missing pages to the Record on the Appeal, but at this time the Record is incomplete.

Because the Motion to Seal will impact how the Record on Appeal is presented to the Court of Appeals, and because the parties cannot finalize briefs with an incomplete Record on Appeal, the Parties now request a second extension of time to file Final Briefs and the Record on Appeal.

### **CONCLUSION**

For the reasons set forth above, the parties request an extension until January 28, 2016 to file the Record on Appeal, the Appellant's Final Brief and Reply Brief, and the Respondent's Final Brief.

(signature page to follow)

December 23, 2015

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December 23, 2015

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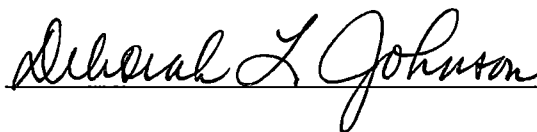
PROOF OF SERVICE

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I, the undersigned Legal Secretary of the law offices of Womble Carlyle Sandridge & Rice LLP, Attorneys for Respondent, do hereby certify that I have served the below parties in this action with a copy of the pleading(s) specified below by mailing a copy of the same, postage prepaid, to the following address(es):

Pleading: JOINT MOTION FOR SECOND EXTENSION

Parties Served: Robert B. Varnado  
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December 23, 2015

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