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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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APPEAL FROM YORK COUNTY
Court of Common Pleas

JAN 08 2016

Daniel Dewitt Hall, Circuit Court Judge

SC Court of Appeals

Case No. 2014-CP-46-01638

Appellate Case No. 2015-001018

TD Bank, N.A., Successor by
merger with
Carolina First Bank,

Respondent,

v.

Joseph L. Huckabee, Jr., a/k/a
Joseph Laverne Huckabee,
Pat Huckabee; and
The Huckabee, LLC,

Appellants.

MOTION FOR EXTENSION OF TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellants, by their counsel herein, move this Court for an order granting an extension of time in which to file the Appellants' 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 simultaneously filed his Motion to consolidate this Appeal above and that designated as TD BANK, N.A., Respondent, v. JOSEPH L. HUCKABEE, a/k/a Joseph Lavern Huckabee, Jr.; PAT HUCKABEE; THE HUCKABEE, LLC and the UNITED STATES OF AMERICA, by the Internal Revenue Service, Defendants, of whom JOSEPH L. HUCKABEE, a/k/a Joseph Lavern Huckabee, Jr.; PAT HUCKABEE; THE HUCKABEE, LLC are the Appellants, Appellate Case No. 2015-002456 on the basis of the similarity

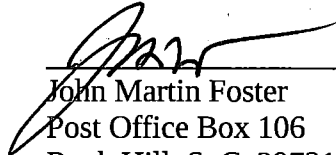
of issues involved. All Appellants in both Appeals have consented to that Motion to Consolidate.

2. As of the date of this Motion, no decision on the said Motion to Consolidate has been communicated to Counsel for the Appellants.
3. The Court has presently granted an extension of time for the Appeal listed in the Caption above through January 19, 2016.
4. Counsel for Appellants 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 Appellants herein move this Court for an extension of time, until a reasonable period after the Court's Decision on the Appellants' Motion to Consolidate, in which to file the Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal.

January 5, 2016



John Martin Foster
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803 324-8100
Attorney for Appellants

Other Counsel of Record:

John T. Moore
Brandon Keith Poston
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(803) 255-9518

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151 Meeting Street, Suite 200
Charleston, S. C. 29401
Attorney for United States: IRS
(843) 266-1600

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PROOF OF SERVICE

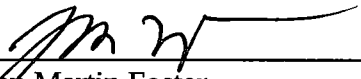
I certify that I have served the Appellant's Motion for Extension of Time dated January 5, 2016, on the following counsel or persons of record:

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.

January 5, 2016



John Martin Foster
Post Office Box 106
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803 324-8100
Attorney for Appellants

JOHN MARTIN FOSTER

Attorney at law

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Rock Hill South Carolina 29730 29731-6106 jmfoster@comporium.net

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January 5, 2016

JAN 08 2016

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

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., et al., Appellants
Case No.: 2014-CP-46-01638
Appellate Case No. 2015-001015

TD Bank, N.A., Successor by merger with Carolina First Bank, Respondent
v. Joseph L. Huckabee, a/k/a Joseph Laverne Huckabee, Jr., et al., Appellants
Case No.: 2014-CP-46-01638
Appellate Case No. 2015-002456

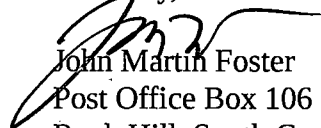
Dear Ms. Kitchings:

In accordance with Rules 240 and 263(b), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of a) the Appellants' Motion to Consolidate the above appeals, and b) the Appellants' Motion for Extension of Time, together with the respective Certificates of Service for the same in the above referenced cases. I also enclose our checks for the Motion fees of \$50.00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motions, as evidenced by the Certificate of Service.

Please return the extra conformed copies to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

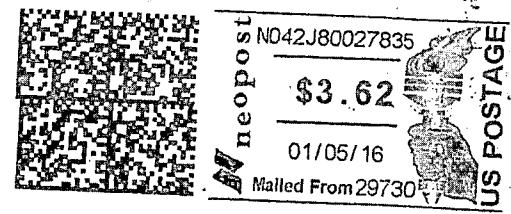
Sincerely,



John Martin Foster
Post Office Box 106
Rock Hill, South Carolina 29731
803 324-8100
Attorney for Appellants

jmf/
enclosures

cc: John T. Moore Matthew J. Modica
Brandon Keith Poston U.S. Attorney's Office
Nelson Mullins Riley & Scarborough, LLP 151 Meeting Street, Suite 200
Post Office Box 110070 Charleston, S. C. 29401
Columbia, S. C. 29211 Attorney for United States: IRS
Attorneys for Respondent (843) 266-1600
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JAN 08 2016

SC Court of Appeals

John Martin Foster Attorney
223 East Main St Suite 520
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TO: THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF THE COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA, S.C. 29211