

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

The Honorable Joe M. Crosby, Master-in-Equity

RECEIVED

JAN 21 2016

APPELLATE CASE NO. 2015-002484

SC Court of Appeals

TD Bank, N.A., Successor by merger to
Carolina First Bank, N.A.,Respondent,

vs.

Sunil V. Lalla and Sharon W. Lalla, Appellants.

**AMENDED MOTION TO FILE BRIEF OUT OF TIME AND TO EXTEND TIME
TO FILE APPELLANTS' INITIAL BRIEF AND DESIGNATION OF MATTER**

The Appellants respectfully amends their motion, filed on January 19, 2016 for an extension of time to file and serve their Initial Appellants' Brief and Designation of Matter to be Included in the Record on Appeal, to also include filing these pleadings out of the time limits prescribed by Rule 208 of the South Carolina Rules of Appellate Procedure. Appellants respectfully request fifteen (15) days from the date of this motion (January 21, 2016) to file their Initial Brief and Designation of Matter. If granted by this Court, the Appellants' Brief and Designation of Matter would be due on or before February 5, 2016.

The Appellants' motion is based on the grounds that prior work commitments and deadlines, coupled with the office closure for the Holidays resulted in confusion as to the

applicable deadlines, giving rise to an inadvertent delay in preparing and filing Appellants' Initial Brief.

THEREFORE, the Appellants respectfully request and move that they be granted an additional fifteen (15) days to prepare, file and serve their Initial Brief and Designation of Matter to be included in the Record on Appeal and to be allowed to file their Initial Brief and Designation of Matter to be included in the Record on Appeal out of the time limits prescribed by Rule 208 of the South Carolina Rules of Appellate Procedure on or before February 5, 2016.

MOORE TAYLOR LAW FIRM, PA

BY: _____

S. Jahue Moore,
Post Office Box 5709
West Columbia, South Carolina 29171
(803) 796-9160
Attorney for Appellants

West Columbia, South Carolina
January 21, 2016

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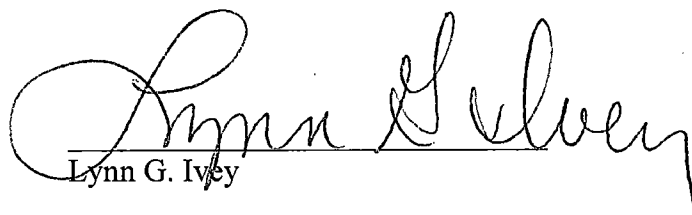
vs.

Sunil V. Lalla and Sharon W. Lalla,Appellants.

PROOF OF SERVICE

I, Lynn G. Ivey, an employee of Moore Taylor Law Firm, P.A. certify that I have served the Appellants' Amended Motion to File Brief Out of Time and to Extend Time to File Appellants' Initial Brief and Designation of Matter by mail on January 21, 2016, by way of US Mail, with sufficient prepaid postage, to the counsel of record addressed as follows:

Tara C. Sullivan, Esquire
Nelson Mullins, LLP
1320 Main Street, 17th Floor
Columbia, SC 29201


Lynn G. Ivey

West Columbia, South Carolina

January 21, 2016

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SC Court of Appeals

January 21, 2016

S. Jahue Moore[†]
J. Mark Taylor^{*}
C. Vance Stricklin, Jr.
James Edward Bradley[†]
Sheila McNair Robinson
Christian G. Spradley
C. David Sawyer, Jr.
William H. Edwards
Stanley L. Myers
Jane H. Downey^{*}
S. Jahue Moore, Jr.
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William B. Fortino
Ralph Nichols Riley, Jr.
Amber Cary Fulmer
Sarah Taylor Cassidy
Gregory R. Close
Robert D. Hazel
OF COUNSEL
Billy C. Coleman
RETIRED

VIA HAND DELIVERY:

Attention Amelia

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

RE: TD Bank vs. Sunil V. Lalla and Sharon W. Lalla
C.A. No.: 2011-CP-22-00342

Dear Ms. Kitchings:

You will please find enclosed the original and seven (7) copy of the Appellants' Amended Motion to File Brief Out of Time and to Extend Time to File Appellants' Initial Brief and Designation of Matter. I would appreciate your filing the original in your office and return the filed copies to me via my courier.

Under cover of this letter, I am serving opposing counsel with a copy of this Amended Motion.

Thank you for your assistance in this matter.

Yours very truly,


S. Jahue Moore

SJM:dc
Enclosures
cc w/encl.: Tara C. Sullivan, Esquire