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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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FEB 10 2016
SC Court of Appeals

APPEAL FROM ORANGEBURG COUNTY
Court of Common Pleas

James B. Jackson, Jr., Special Circuit Judge

Appellate Case No. 2015-001633
Common Pleas Case No. 2013-CP-38-01427

Newtek Small Business Finance, Inc.,.....Respondent,

v.

Kiritkumar H. Mehta,.....Appellant.

MOTION FOR EXTENSION OF TIME TO SERVE AND FILE
APPELLANT'S INITIAL REPLY BRIEF AND
ANY ACCOMPANYING DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL

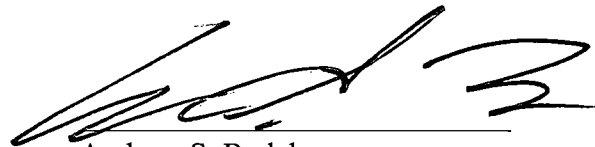
Andrew S. Radeker
S.C. Bar No. 73743
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

Appellant hereby moves pursuant to Rule 263(b), SCACR, for an extension through February 25, 2016, of the time in which to serve and file Appellant's Initial Reply Brief and any accompanying Designation of Matter to be Included in the Record on Appeal in this case. The grounds for this motion are that there is good cause to grant the requested extension, as the following shows:

1. The present deadline is February 15, next Monday. Appellant's counsel will be out of town from February 12 through February 14. That is the time that he would normally use to draft the reply brief.
2. Respondent's counsel has consented to this extension, as the attached email exchange shows.
3. Appellant's counsel believes there is good cause to grant the requested 10-day extension to February 25, 2016.

WHEREFORE Appellant prays for an Order extending the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal to February 25, 2016.

Respectfully submitted,



Andrew S. Radeker
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Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

February 10, 2016

Drew Radeker

From: Bryan Caskey <bryan@fosterlawoffice.net>
Sent: Tuesday, February 9, 2016 9:28 AM
To: Drew Radeker
Subject: RE: Newtek vs. Mehta (RE: Respondent's Brief and Designation)

Sure.

Bryan D. Caskey
Foster Law Office, LLC

From: Drew Radeker [mailto:Drew@harrisonfirm.com]
Sent: Tuesday, February 09, 2016 9:25 AM
To: Bryan Caskey <bryan@fosterlawoffice.net>
Subject: RE: Newtek vs. Mehta (RE: Respondent's Brief and Designation)

Bryan:

Would you consent to an extension of our reply brief deadline to February 25? I'll be out of town this weekend, which is when I'd normally be writing the reply brief.

Thanks.

Drew Radeker

HARRISON & RADEKER, P.A.

ATTORNEYS AT LAW

*Real Estate / Property Disputes · Foreclosure · Media Law · Zoning · Criminal Defense · Appeals
Personal Injury · Consumer Law · Mediation/Arbitration · False Arrest · Commercial Litigation*

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From: Drew Radeker
Sent: Friday, February 5, 2016 3:56 PM
To: 'Bryan Caskey' <bryan@fosterlawoffice.net>
Subject: RE: Newtek vs. Mehta (RE: Respondent's Brief and Designation)

Thanks. Have a great weekend.

Drew Radeker

HARRISON & RADEKER, P.A.

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From: Bryan Caskey [<mailto:bryan@fosterlawoffice.net>]
Sent: Friday, February 5, 2016 3:56 PM
To: Drew Radeker <Drew@harrisonfirm.com>
Subject: Newtek vs. Mehta (RE: Respondent's Brief and Designation)

Drew,

Attached is a digital copy of the brief and designation. A hard copy has been placed in the mail to you. I'm also attaching the items I designated for your convenience in compiling the ROA.

Best,

Bryan D. Caskey
Foster Law Office, LLC
3100 Devine Street
Columbia, SC 29205
[\(803\) 400-1921](tel:(803)400-1921)
[\(803\) 400-1951](tel:(803)400-1951) Facsimile

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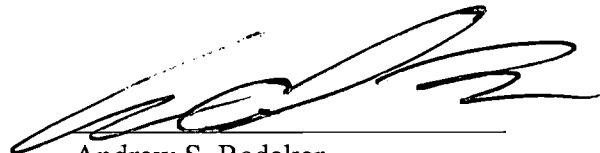
Kiritkumar H. Mehta,.....Appellant.

PROOF OF SERVICE

I certify that I served the foregoing motion for extension by depositing a copy of it on the date shown below in the United States Mail, postage prepaid, addressed as follows:

Bryan D. Caskey, Esq.
Foster Law Office, LLC
3100 Devine Street
Columbia, SC 29205

February 10, 2016



Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
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Attorneys for Appellant

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SC Court of Appeals

LAW OFFICES
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James C. Harrison, Jr.*
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Taylor M. Smith IV

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Columbia, SC 29250

(803) 779-2211
(803) 779-6700 (FAX)

* Mediator/Arbitrator

February 10, 2016

VIA HAND DELIVERY

The Hon. Jenny Abbott Kitchings
Clerk of Court, Court of Appeals of South Carolina
1220 Senate Street
Columbia, South Carolina 29201

Re: Newtek Small Business Finance, Inc. v. Kiritkumar H. Mehta
Appellate Case No.: 2015-1633

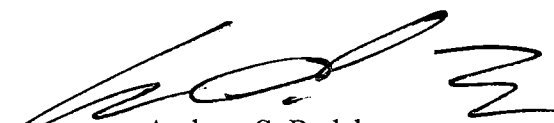
Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced case are an original and seven copies of a motion for extension, with attached proof of service thereof. Also enclosed is this firm's check in the amount of \$25.00 as the motion fee.

Kindly file these documents and return a file-stamped copy to this office in the stamped and addressed envelope enclosed. Of course, if you or your staff have any questions or concerns, please do not hesitate to contact me.

With kind regards, I am,

Very truly yours,
HARRISON & RADEKER, P.A.



Andrew S. Radeker

ASR/

cc: Bryan D. Caskey, Esq.