

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

78834

APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Maité Murphy, Circuit Court Judge

RECEIVED

MAR 07 2016

Appellate Case No.: 2015-001748

SC Court of Appeals

Wells Fargo Bank N.A., as  
trustee for the Certificate  
holders of Banc of  
America Mortgage  
Securities, Inc., Mortgage  
Pass-Through  
Certificates, Series 2005-  
E,

v.

Daniel O. Myers, Bethany  
A. Theis and Bank of  
America N.A.,  
Defendants, Daniel O.  
Myers and Bethany A.

Respondents

v.

Aubie Melot, John Melot  
and Carolina One, LLC,  
Third-Party Defendant of  
whom John Melot is the  
Appellant.

Appellant

MOTION TO EXTEND TIME TO FILE BRIEF OF APPELLANT

Appellant John Melot respectfully moves this Court for an Order extending the time to serve and file the Brief of Appellant, and in support of this motion, Appellant respectfully shows the following:

1. Appellant received this Court's January 10, 2016 Order on January 15, 2016 granting Appellant's request extending the time to serve and file Appellant's initial brief and designation of the matter until February 1, 2016.
2. This Court's Order further stated that no extension would be granted absent extraordinary circumstances.
3. Counsel for Appellant continued to suffer from the cervical radiculopathy, which continued to inhibit his ability to work effectively.
4. As a result of this, Counsel for Appellant received epidural injections for the pain on February 16, 2016.
5. Counsel for Appellant was unable to promptly return to work, but much of the pain has subsided over the last 7-10 days. More importantly, as of today, I can begin to get my practice back up and running.
6. Therefore, Appellant respectfully moves this Court for an Order extending the time to serve and file the Brief of Appellant.

March 2, 2016



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*Attorney and Counselor for  
Appellant*

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*Attorney for Respondents*



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March 2, 2016

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MAR 07 2016

SC Court of Appeals

**Via Fax and U.S. Mail**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211  
Fax: (803) 734-1839

**Re: *Wells Fargo Bank, N.A. v. Daniel O. Myers***  
**Appellate Case No.: 2015-001748**

Dear Ms. Kitchings:

I have enclosed the Motion to Extend Time to File Brief of Appellant in the above-referenced matter. I have also enclosed a Proof of Service on the Respondent, six copies of the Motion, and a check in the amount of \$25.00 to cover the cost of filing the Motion.

Should you have any questions or require any additional information, please do not hesitate to contact me at (864) 757-0757 or via email (bderrick@derricklawoffice.com).

With kind regards,

M. Brooks Derrick

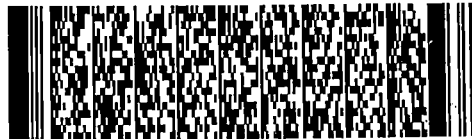
Enclosure(s): as stated  
*cc: Mary L. Arnold (via Email and U.S. Mail)*

M. Brooks Derrick  
224 NE MAIN ST  
SIMPSONVILLE SC 29681-2318

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MAR 07 2016



THE HONORABLE JENNY ABBOTT KITCHINGS  
CLERK, SOUTH CAROLINA COURT OF APPEALS  
PO BOX 11629  
COLUMBIA SC 29211-1629

**SC Court of Appeals**