

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Maité Murphy, Circuit Court Judge

Appellate Case No.: 2015-001748

**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,**

RECEIVED
MAR 02 2016
SC Court of Appeals

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*

Other Counsel of Record:
Mary Leigh Arnold
749 Johnnie Dodds Blvd., Suite B
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Attorney for Respondents

PNC Bank, N.A. 040

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OPERATING ACCOUNT

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PAY TO THE ORDER OF Clerk, South Carolina Court of Appeals

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Twenty-five and 00/100

DOLLARS

Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211



MEMO

Filing Fee (Melot)

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March 2, 2016

Via Fax and U.S. Mail

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
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Columbia, South Carolina 29211
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MAR 02 2016
SC Court of Appeals

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)*