

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Julie Armstrong, Charleston County Clerk of Court

Case No. 2011-CP-10-5447

RECEIVED

MAY 11 2012

SC Court of Appeals

First Citizens Bank and
Trust Company, Inc.,Respondent,

v.

Timothy T. Rogers,Appellant,

**MOTION FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF OF RESPONDENT**

Counsel for the Respondent, First Citizens Bank and Trust Company, Inc., hereby respectfully moves the Court, pursuant to Rule 224, SCACR, for an extension of time to file the Initial Brief of Respondent.

Due to the schedule of Respondent's counsel, Respondent respectfully requests an extension of time to file its Initial Brief. Respondent contends that this appeal and the interest of justice will be served by granting Respondent an extension of time to file its Initial Brief. Respondent, therefore, respectfully prays for an Order of this Court granting Respondent an extension of thirty (30) days to file its Initial Brief.

3rd
5/11/12
6/11/12

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

Julie Armstrong, Charleston County Clerk of Court

Case No. 2011-CP-10-5447

RECEIVED

MAY 11 2012

SC Court of Appeals

First Citizens Bank and
Trust Company, Inc.,Respondent,

v.


Timothy T. Rogers,Appellant,

PROOF OF SERVICE

Certify that I have served one (1) copy of the Motion for Extension of Time to File Initial Brief of Respondent upon counsel for Appellant, Timothy T. Rogers, by depositing a copy of same in the United States Mail, postage prepaid on May 9, 2012, to the following addresses:

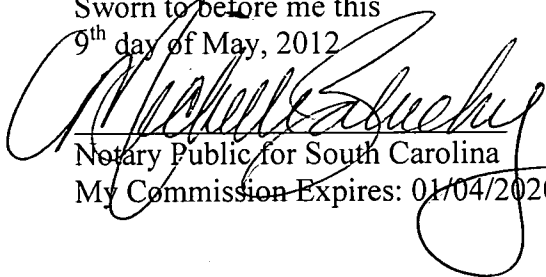
Shawn M. French
The French Law Firm
100 Ellis Avenue, Suite B
Lexington, SC 29072

Shawn M. French
The French Law Firm
1476 Ben Sawyer Blvd., Suite 3
Mt. Pleasant, SC 29464



Scott B. Umstead

Sworn to before me this
9th day of May, 2012



Notary Public for South Carolina
My Commission Expires: 01/04/2020

4226 Mayfair Street, Suite 100
Myrtle Beach, SC 29577

Phone: 843-913-4610
Litigation FAX: 843-913-4612
Real Estate FAX: 843-913-4611

VIA FEDERAL EXPRESS

May 9, 2012

The South Carolina Court of Appeals
Attn: Tanya A. Gee, Clerk
1015 Sumter Street
Columbia, SC 29201

RE: First Citizens v. Rogers, Timothy
Case Tracking #: 2012206526

Dear Ms. Gee:


The Respondent, First Citizens Bank and Trust Company, Inc., respectfully requests a thirty-day extension of time to file its Initial Brief in this above-referenced matter. Enclosed please find an original and six (6) copies of the Motion for Extension of Time to File Initial Brief of Respondent along with our check in the amount of \$25.00. I have also enclosed an original and one (1) copy of the Proof of Service. Please file the original Proof of Service and return the clocked copy in the envelope provided.

By copy of this letter to Shawn M. French, attorney for the Appellant, a copy of our Motion for Extension of Time to File Initial Brief of Respondent and Proof of Service is hereby served upon him.

Thank you for your time and courtesy.

Sincerely,

SCOTT B. UMSTEAD, P.A.


Scott B. Umstead

SBU/maz

Enclosures

cc: Shawn M. French

RECEIVED
MAY 11 2012
SC Court of Appeals