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SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from the Richland County Court of Common Pleas

The Honorable G. Thomas Cooper, Jr., Circuit Court Judge

Case No. 2014-CP-40-0313

Appellate Case No.: 2016-000192

Raymond G. Farmer, as Director of the South Carolina Department of Insurance,  
Petitioner,

v.

CAGC Insurance Company, In Liquidation,  
Respondent,

v.

South Carolina Property and Casualty Insurance Guaranty Association,  
Appellant,

v.

CAGC Insurance Company, In Liquidation; Raymond G. Farmer, in his  
capacity as Ancillary receiver of CAGC Insurance Company, In Liquidation;  
and CompTrustAGC of South Carolina a/k/a CompTrust of South Carolina,  
Inc., Respondents.

CONSENT MOTION FOR FINAL, ONE-WEEK EXTENSION OF TIME  
TO FILE/SERVE INITIAL BRIEF OF RESPONDENT

YOUNG CLEMENT RIVERS, LLP  
Michael A. Molony  
T. Douglas Concannon  
Russell G. Hines  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 724-6631  
*Attorneys for Respondent*  
*CompTrustAGC of South Carolina a/k/a*  
*CompTrust of South Carolina, Inc.*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COMES NOW Respondent CompTrustAGC of South Carolina a/k/a CompTrust of South Carolina, Inc. ("this Respondent"), by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and hereby moves this Honorable Court for a final, one-week extension of time to file/serve its initial respondent's brief and corresponding designation of matter to be included in the record on appeal.

By order of May 12, 2016, the Court granted this Respondents' second motion for an extension of time, establishing today, June 3, 2016, its initial brief/designation deadline. This request for a third and final extension of one week's (7 days') time is humbly made on account of what the undersigned hopes the Court will view as sufficiently out of the ordinary to grant this dispensation. Namely, the undersigned represents to the Court that he and his family have recently moved (and, indeed, remain in the process of settling in to) a new home. The transaction closed on May 2<sup>nd</sup> and the move physically took place on the 25<sup>th</sup>; preparation for the move in the interim involved self-performing a certain work on the home (painting, in particular), which has greatly disrupted the undersigned's typical work schedule and frustrated his good faith efforts to meet the June 3<sup>rd</sup> deadline.

In further support of hereof, the undersigned submits that allowance of the requested relief is consistent with the interests of justice and will not unduly prejudice any other party. **In this regard, the undersigned is able to represent to the Court that, prior to making this motion, he corresponded with Appellant's counsel A. Mattison Bogan, Esquire, and Mr. Bogan has kindly authorized him to convey that Appellant consents to the Court's grant of the requested relief. In the event that the**

Court does grants the motion, Mr. Bogan asked the undersigned to convey to the Court that, in conjunction therewith, the Court establish that the deadline for Appellant's initial reply/reply designation—in reply to the briefs of all Respondents—is 10 days after service of this Respondents' brief.

WHEREFORE, this Respondent respectfully requests that this Honorable Court grant it one final extension of 7 days' time to file/serve its initial respondent's brief and corresponding designation of matter to be included in the record on appeal—and, at the same time, to establish that Appellant will have 10 days after service of this Respondents' brief to reply to **all** Respondents. With the extension requested herein, the new deadline for this Respondent's initial brief and designation of matter would be June 10, 2016, according to the undersigned's calculations. Further, this Respondent respectfully requests that the Court hold its present initial briefing/designation of matter deadline in abeyance until it acts upon this motion.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Michael A. Molony

T. Douglas Concannon

Russell G. Hines

P.O. Box 993

Charleston, South Carolina 29402

(843) 724-6631

*Attorneys for Respondent*

*CompTrustAGC of South Carolina a/k/a*

*CompTrust of South Carolina, Inc.*

Charleston, South Carolina

Dated: 6/3/16

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**THE STATE OF SOUTH CAROLINA  
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Appeal from the Richland County Court of Common Pleas

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capacity as Ancillary receiver of CAGC Insurance Company, In Liquidation;  
and CompTrustAGC of South Carolina a/k/a CompTrust of South Carolina,  
Inc., Respondents.

**PROOF OF SERVICE**

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YOUNG CLEMENT RIVERS, LLP  
Michael A. Molony  
T. Douglas Concannon  
Russell G. Hines  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 724-6631  
*Attorneys for Respondent  
CompTrustAGC of South Carolina a/k/a  
CompTrust of South Carolina, Inc.*

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Respondent CompTrustAGC of South Carolina a/k/a CompTrust of South Carolina, Inc., do hereby certify that I have served the **CONSENT MOTION FOR FINAL, ONE-WEEK EXTENSION OF TIME TO FILE/SERVE INITIAL BRIEF OF RESPONDENT** on the above-named Appellant and Respondents by depositing a copy of the same in the United States Mail, postage prepaid, on June 3, 2016, addressed as follows to their respective counsel of record:

Howard A. VanDine, III, Esq.  
A. Mattison Bogan, Esq.  
Erik T. Norton, Esq.  
Tara C. Sullivan, Esq.  
Nelson Mullins Riley & Scarborough, LLP  
1320 Main Street, 17<sup>th</sup> Floor  
Columbia, SC 29201

David W. Boone, Esq.  
NC Department of Justice  
PO Box 629  
Raleigh, NC 27602

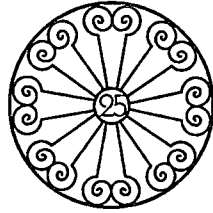
Geoffrey R. Bohnam, Esq.  
South Carolina Department of Insurance  
1201 Main Street, Suite 1000  
Columbia SC 29201

YOUNG CLEMENT RIVERS, LLP

By:   
Russell G. Hines

Charleston, South Carolina

Dated: 6/3/16



**YCR LAW**  
Young Clement Rivers, LLP

Kathleen B. Barnes  
Secretary

Direct Dial: (843) 720-5488  
Direct Fax: (843) 579-1369  
E-mail: kbarnes@ycrlaw.com

June 3, 2016

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

JUN 06 2016

**SC Court of Appeals**

Re: Appellate Case No. 2016-000192  
Case No.: 14-CP-40-0313  
YCR File: 15140-20130673

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter please find the original and seven (7) copies of the **Consent Motion for Final, One-Week Extension of Time to File/Serve Initial Brief of Respondent** along with the original and two (2) copies of a **Proof of Service** for the same. Our firm's check in the amount of \$25.00 is also enclosed for the filing fee. Kindly return a stamped copy of each filed document to me in the envelope provided. By copy of this letter, I am serving all counsel of record with this filing.

Please do not hesitate to contact me should you have any questions.

With best wishes and kindest regards, I am

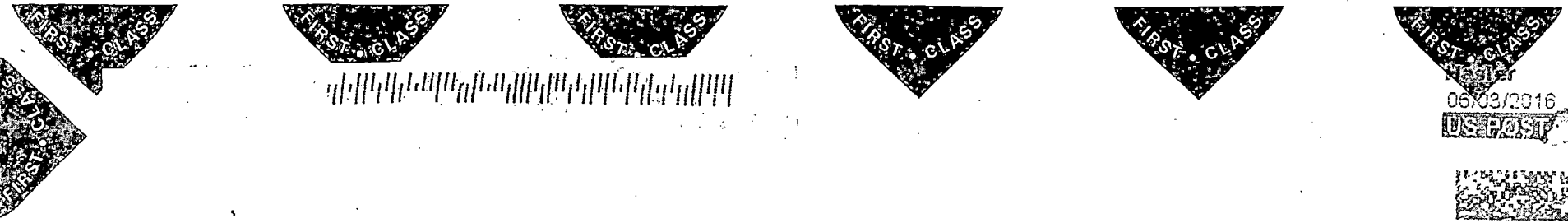
Sincerely,

YOUNG CLEMENT RIVERS, LLP

Kathleen B. Barnes  
Secretary

Enclosures

Cc: Howard A. VanDine, III, Esquire, Nelson Mullins Riley & Scarborough, LLP  
A. Mattison Bogan, Esquire, Nelson Mullins Riley & Scarborough, LLP  
Erik T. Norton, Esquire, Nelson Mullins Riley & Scarborough, LLP  
Tara C. Sullivan, Esquire, Nelson Mullins Riley & Scarborough, LLP  
David W. Boone, Esquire, NC Department of Justice  
Geoffrey R. Bohnam, Esquire, South Carolina Department of Insurance



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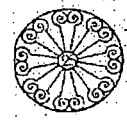
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# FIRST CLASS MAIL



**YCRLAW**

25 Calhoun Street, Suite 400  
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Charleston, SC 29402-0993

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JUN 06 2016

**SC Court of Appeals**

RGH  
15140-  
20130673

Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
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