

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Tanya A. Gee, Circuit Court Judge

---

Case No. 2014-CP-40-03104  
Appellate Case No. 2015-002485

---

RECEIVED  
MAY 26 2016  
SC Court of Appeals

Deborah S. Dubose, .....Appellant,

v.

Ashley C. Cone and Branch Bank & Trust Company, ..... Defendants,

Of whom Ashley C. Cone is .....Respondent.

---

**AMENDED SECOND MOTION FOR EXTENSION OF TIME TO FILE  
RESPONDENT'S INITIAL BRIEF AND DESIGNATION OF MATTER**

---

Pursuant to Rules 240 and 263(b) of the South Carolina Appellate Court Rules, Respondent Ashley C. Cone moves this Court for an order granting an extension of sixty (60) days for the Respondent to file and serve his initial brief and designation of matter in the above-captioned appeal. This request is being made as the parties are in settlement negotiations. This is the Respondent's amended second request for an extension of time. The Second Motion for Extension was filed on May 20, 2016, and Respondent hereby amends that motion.

*Amended  
2nd  
60 days*

Respondent's initial brief and designation of matter were due on Wednesday, May 25, 2016; however, the Second Motion for Extension was timely filed on May 20, 2016, which protected Respondent from filing and serving the initial brief and designation of matter on May 25, 2016. If the amended motion is granted, Respondent's initial brief and designation of matter will be due on Monday, July 25, 2016.

Counsel for the Respondent has consulted with counsel for Appellant, and he has consented to this sixty-day extension.

Respondent respectfully requests that the \$25.00 motion fee paid with the Second Motion for Extension be applied to this amended motion.



---

Thornwell F. Sowell  
S.C. Bar No. 5197  
Bess J. DuRant  
S.C. Bar No. 77920  
SOWELL GRAY STEPP & LAFFITTE, LLC  
Post Office Box 11449  
Columbia, South Carolina 29211  
(803) 929-1400  
**Attorneys for Respondent**

Columbia, South Carolina  
May 26, 2016

OTHER COUNSEL OF RECORD:

Pope D. Johnson, III, Esquire  
Attorney at Law  
1230 Richland Street  
Columbia, SC 29201  
803-799-9791

and

W. Steven Johnson, Esquire  
Arthur E. White, III, Esquire  
Todd & Johnson, LLP  
P.O. Box 11262  
Columbia, SC 29211  
803-252-1500  
**Attorneys for Appellant**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Tanya A. Gee, Circuit Court Judge

Case No. 2014-CP-40-03104  
Appellate Case No. 2015-002485

RECEIVED

MAY 26 2016

SC Court of Appeals

Deborah S. Dubose, .....Appellant,

v.

Ashley C. Cone and Branch Bank & Trust Company, ..... Defendants,

Of whom Ashley C. Cone is .....Respondent.

PROOF OF SERVICE

I certify that I have caused the service of the AMENDED SECOND MOTION FOR EXTENSION OF TIME TO FILE RESPONDENT'S INITIAL BRIEF AND DESIGNATION OF MATTER on Appellant Deborah S. Dubose by having a copy of it deposited in the United States Mail, postage prepaid, on May 26, 2016, addressed to her attorneys of record, Pope D. Johnson, III, Attorney at Law, 1230 Richland Street, Columbia, South Carolina 29201, and W. Steven Johnson and Arthur E. White, III, Todd & Johnson, LLP, Post Office Box 11262, Columbia, South Carolina 29211.



Thornwell F. Sowell  
S.C. Bar No. 5197  
Bess J. DuRant  
S.C. Bar No. 77920  
SOWELL GRAY STEPP & LAFFITTE, LLC  
Post Office Box 11449  
Columbia, South Carolina 29211  
(803) 929-1400  
**Attorneys for Respondent**

May 26, 2016

**RECEIVED**  
MAY 26 2016  
SC Court of Appeals

**BY HAND-DELIVERY**

The Honorable Jenny Abbott Kitchings  
Clerk of Court, South Carolina Court of Appeals  
Edgar Brown Building  
1205 Pendleton Street  
Columbia, South Carolina 29201

Re: Deborah S. Dubose v. Ahley C. Cone and Branch Bank & Trust Company  
Appellate Case No.: 2015-002485  
SGSL No.: 6678/1500

Dear Ms. Kitchings:

Enclosed are an original and seven (7) copies of Respondent's Amended Second Motion for Extension of Time to File Respondent's Initial Brief and Designation of Matter in the above-referenced matter. Please file the original and return a filed-stamped copy to my office by our courier.

I have been informed by your office that you would apply my filing fee for the Second Motion for Extension (filed May 20, 2016) to the Amended Motion, being filed today. I ask that you kindly do so.

By copy of this letter to opposing counsel, I am notifying them of my communication with the Court.

Thank you for your assistance in this matter and please contact me if you have any questions.

Sincerely,



Bess J. DuRant

Enclosures

cc: Pope D. Johnson, III, Esquire (via email and US Mail)  
W. Steven Johnson, Esquire (via email and US Mail)  
Arthur E. White, III, Esquire (via email and US Mail)

6678/1500

SOWELL  GRAY

Litigation is our Business.

**BY HAND-DELIVERY**

The Honorable Jenny Abbott Kitchings  
Clerk of Court, South Carolina Court of  
Appeals  
Edgar Brown Building  
1205 Pendleton Street  
Columbia, South Carolina 29201