

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

Daniel Dewitt Hall, Circuit Court Judge

Case No. 2014-CP-46-01638

Appellate Case No. 2015-001018

RECEIVED

AUG 24 2016

SC Court of Appeals

TD Bank, N.A., Successor by
merger with
Carolina First Bank,

Respondent,

v.

Joseph L. Huckabee, Jr., a/k/a
Joseph Laverne Huckabee,
Pat Huckabee; and
The Huckabee, LLC,

Appellants.

MOTION FOR EXTENSION OF TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellant Joseph L. Huckabee, Jr., by his counsel herein, moves this Court for an order granting an extension of time in which to file the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in the matter above, on the grounds stated below:

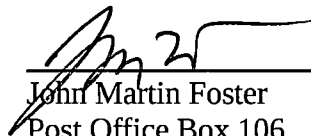
1. Counsel informs the Court that settlement discussions have continued in this matter and a resolution is expected shortly.
2. The Court has presently granted an extension of time for the Appeal listed in the Caption above through August 19th, 2016.

3. Counsel for the remaining Appellant, Joseph L. Huckabee, Jr., has also been prevented from further action herein due to the press of business in his office.

The basis of this Motion is the within-cited Rules, the records of this appeal, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellant Joseph L. Huckabee, Jr. herein moves this Court for an extension of time in which to file the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal.

August 19, 2016



John Martin Foster
Post Office Box 106
Rock Hill, S. C. 29731-6106
803 324-8100
Attorney for Appellant

Other Counsel of Record:

John T. Moore
Brandon Keith Poston
Nelson Mullins Riley & Scarborough, LLP
Post Office Box 110070
Columbia, S. C. 29211
Attorneys for Respondent
(803) 255-9518

Matthew J. Modica
U.S. Attorney's Office
151 Meeting Street, Suite 200
Charleston, S. C. 29401
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(843) 266-1600

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PROOF OF SERVICE

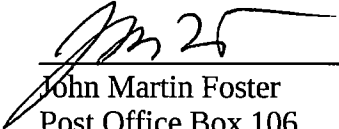
I certify that I have served the Appellant's Motion for Extension of Time dated August 19, 2016, on the following counsel or persons of record:

John T. Moore
Brandon Keith Poston
Nelson Mullins Riley & Scarborough, LLP
Post Office Box 110070
Columbia, S. C. 29211

Matthew J. Modica
U.S. Attorney's Office
151 Meeting Street, Suite 200
Charleston, S. C. 29401

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262(b), S.C.A.C.R.

August 19, 2016



John Martin Foster
Post Office Box 106
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803 324-8100
Attorney for Appellant

JOHN MARTIN FOSTER

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223 East Main Street Suite 520	Rock Hill SC	803 324 8109 Fax
Rock Hill South Carolina 29730	29731-6106	jmfoster@comporium.net

August 19, 2016

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: TD Bank, N.A., Successor by merger with Carolina First Bank, Respondent
v. Joseph L. Huckabee, a/k/a Joseph Laverne Huckabee, Jr., et al., Appellants
Case No.: 2014-CP-46-01638
Appellate Case No. 2015-001015

TD Bank, N.A., Successor by merger with Carolina First Bank, Respondent
v. Joseph L. Huckabee, a/k/a Joseph Laverne Huckabee, Jr., et al., Appellants
Case No.: 2014-CP-46-01638
Appeallate Case No. 2015-002456

Dear Ms. Kitchings:

In accordance with Rules 240, S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of a) the Appellant's Motion for Extension of Time, together with the Certificate of Service for the same in the above referenced consolidated cases. I also enclose our check for the Motion fees of \$25..00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motion, as evidenced by the Certificate of Service.

Please return the extra conformed copies to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely,



John Martin Foster

Post Office Box 106

Rock Hill, South Carolina 29731

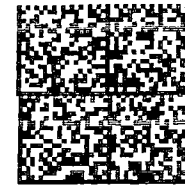
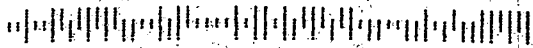
803 324-8100

Attorney for Appellant


jmf/
enclosures

cc: John T. Moore	Matthew J. Modica
Brandon Keith Poston	U.S. Attorney's Office
Nelson Mullins Riley & Scarborough, LLP	151 Meeting Street, Suite 200
Post Office Box 110070	Charleston, S. C. 29401
Columbia, S. C. 29211	Attorney for United States: IRS
Attorneys for Respondent	(843) 266-1600
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J



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US POSTAGE

John Martin Foster Attorney

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TO: THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF THE COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA, S.C. 29211

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SC Court of Appeals