

FAX COVER SHEET

TO

COMPANY

FAXNUMBER 18037341839

FROM Ben Traywick Law Firm

DATE 2016-08-26 15:07:27 GMT

RE AttentionShelby

COVER MESSAGE

Please see attached from attorney Ben Traywick. Thank you in advance and have a nice weekend.

Sally Young

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Mikell E. Scarborough, Master-in-Equity

Case No. 2011-CP-10-95

Bayview Acres Civic Club.....Respondent,

v.

Gerald E. Moore, Jr. a/k/a Gerald
Moore and Margaret Bates Moore.....Appellants.

Respondent’s Motion to File Final Brief Out of Time

The Respondent respectfully moves pursuant to Rules 240 and 262, for an order granting it a brief further enlargement of the time in which to submit its final brief. Respondent’s brief is largely complete; out of an abundance of caution the Respondent seeks an extension only through August 31st, 2016, in order to comply with the details of Rule 211, *SCACR*. Respondent respectfully asserts that there will be no unfair prejudice to the Appellant, given that the request is to extend the time for filing these materials is for five additional days’ time.

Unfortunately, Respondent was unable to consult with opposing counsel on this motion, as his file is currently held in receivership by Peyre Lumpkin, Esquire. Mr. Lumpkin has advised Respondents’ counsel that he has notified the Appellant, but that the Appellant has not retained new counsel or otherwise taken possession of his file.

Respectfully submitted,

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August 26th, 2016