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STATE OF SOUTH CAROLINA
In the Court of Appeals

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JAN 17 2017

Appeal from Richland County
Court of Common Pleas

SC Court of Appeals

The Honorable Joseph M. Strickland, Master-in-Equity

Appellate Case No. 2016-001514

Tiffany's Café and Bakery on Devine, Inc., Respondent,

v.

James S. ArcherAppellant.

Respondent's Second Motion for Extension

Respondent hereby moves for a seven (7) day extension of time in which to file his Initial Brief and Designation of Matter, pursuant to Rule 263(b). The grounds for this motion are as follows:

1. Respondent sought and received one extension previously, making his brief due on January 17, 2016.
2. In the process of finalizing the Initial Brief, the undersigned experienced a technical malfunction which resulted in the loss of the final draft thereof.
3. Although the undersigned was able to recover a previous draft, Respondent believes that the short additional extension will ensure that Respondent's Initial Brief is able to be fully proofread.
4. Respondent's counsel has three hearings and out-of-State travel in the

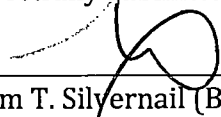
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next week, and thus seeks this extension to ensure that adequate time is had to re-finalize the brief.

5. The undersigned has consulted with opposing counsel, who has given written consent to the extension. See Exhibit A, attached.

For the reasons stated above, Respondent respectfully moves this Court for a seven (7) day extension, making his brief and designation due on January 24, 2016.

Respectfully submitted,



Adam T. Silvernail (Bar No. 80219)
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Counsel for Respondent

January 17, 2016

Other Counsel of Record:

T. Jeff Goodwyn, Jr., Esquire
2519 Devine Street, Suite A
Columbia, South Carolina 29205
Counsel for Appellant

Subject: RE: Tiffany's v. Archer
Date: Tuesday, January 17, 2017 at 4:12:19 PM Eastern Standard Time
From: Jeff Goodwyn
To: 'Adam Silvernail'

A 10 day extension is fine.

Good luck recovering it.

T. Jeff Goodwyn, Jr.
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From: Adam Silvernail [mailto:adam@silvernailfirm.com]
Sent: Tuesday, January 17, 2017 2:26 PM
To: Jeff Goodwyn <JGoodwyn@goodwynlaw.com>
Subject: Tiffany's v. Archer

Jeff:

A tech issue has set me back two drafts on my initial brief, which is due today. I am trying to recover the work and file before day's end, but am very nervous about the short time left to do so. Would you consent to a one-week extension if needed? This would make my brief due on January 24th.

The reason I have not requested a shorter extension is that I am scheduled to be in hearings tomorrow and Thursday morning, after which I am leaving the State for a short trip, with other hearings Monday and Tuesday.

Your office advised that you were in a deposition, but I would appreciate your responding if you happen to get this. As mentioned, I only intend to request the extension if I cannot recover the final draft.

Adam

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PROOF OF SERVICE

The undersigned counsel for Respondent hereby certifies that he has served a copy of the Respondent's Second Motion for Extension on all counsel of record by depositing a copy of same in the United States Mail, First-class postage prepaid, on January 17, 2017, addressed as follows:

T. Jeff Goodwyn, Jr., Esquire
2519 Devine Street, Suite A
Columbia, South Carolina 29205
Counsel for Appellant



Adam T. Silvernail