

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

**APPEAL FROM HORRY COUNTY
Court of Common Pleas**

Karl A. Folkens, Special Referee

Appellate Case No.: 2017-001646

Jericho State Capital Corp. of Florida, Plaintiff,

v.

Chicago Title Insurance Company, Defendant

AND

Lynx Jericho Partners, LLC, Plaintiff,

v.

Chicago Title Insurance Company, Defendant,

Of whom Jericho State Capital Corp. of Florida and Lynx Jericho Partners, LLC are the Appellants,

And Chicago Title Insurance Company is the Respondent.

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SC Court of Appeals

APPELLANTS' MOTION FOR EXTENSION OF TIME

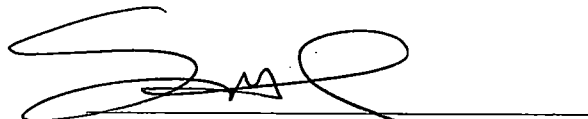
Appellants hereby move for an extension of time in which to file their Initial Brief and Designation of Matter in the above case. Appellants previously requested a fifteen day extension, and based on communications with the court last week, counsel understood that Appellants could expect a 30 day extension, and the undersigned planned accordingly. However, yesterday Appellants learned the Order granting the extension met Appellant's original request with a deadline of Monday, September 11, 2017.

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Appellants are appreciative of the original fifteen day extension as requested and granted by the Court, and Appellants seek an additional 15 day extension on the following grounds:

- Due to scheduling demands on counsel, and Appellants planned on receiving a thirty day extension following communications with the court; a thirty day extension, upon information and belief, is commonly granted by the Court, and this additional extension would not be greater than that;
- Due the complexity of issues involved in this case; and
- Due to impending Hurricane Irma. At the time of this writing, Hurricane Irma is expected to hit on or around the SC coast on Monday (the current deadline for Appellants' filing), with a state of emergency already declared by Governor McMaster. The undersigned's office is located in Myrtle Beach. Today (Thursday, September 7th), the lawyers and staff are engaged in hurricane preparedness activities and planning, including moving files and clearing floor space in the event of water intrusion, and we also expect to spend tomorrow (Friday, September 8th) engaged in further physically protecting the office, which includes covering and protecting the desktop computers and turning-off and securing the office computer server and systems. Our office is expected to close early tomorrow to accommodate the lawyers and staff and their families as they prepare for the storm and to comply with any evacuation orders that may be issued.

At this time, it is not certain where the Hurricane will make landfall and Myrtle Beach remains well within the cone of possibility, and together with the unpredictable effects of such a storm during the following days, Appellants respectfully request, out of an abundance of caution and for the reasons stated above, an additional 15 day extension, making Appellants' initial brief due on September 26, 2017.



C. Scott Masel
Newby Sartip Masel & Casper, LLC
P.O. Box 808
Myrtle Beach, SC 29578
843/449-9417
Attorney for Appellants

September 7, 2017

THE STATE OF SOUTH CAROLINA
IN THE SOUTH CAROLINA COURT OF APPEALS

APPEAL FROM HORRY COUNTY
Court of Common Pleas


Karl A. Folkens, Special Referee
Fifteenth Judicial Circuit

COMMON PLEAS CASE NO.'S 2015-CP-26-1084; 2013-CP-26-5530

PROOF OF SERVICE

I certify that I am an employee of the law firm of Newby Sartip Masel & Casper, LLC, and that I have served a copy of the Appellant's Motion For Extension Of Time in the above matter upon counsel for Respondent named below by depositing a copy of the same in the United States Mail, postage prepaid, on September 7, 2017, addressed as follows:

Demetri K. Koutrakos
1812 Lincoln Street, Suite #200
Post Office Box 1390
Columbia, SC 29202-1390


Karen K. Madert

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SC Court of Appeals

NEWBY, SARTIP, MASEL & CASPER, LLC
ATTORNEYS AT LAW

FRED B. NEWBY
MICHAEL H. SARTIP†
C. SCOTT MASEL*
JULIET M. CASPER†
MATTHEW W. VAN WIE

†ALSO ADMITTED IN N.C.
†ALSO ADMITTED IN W. VA.
*ALSO ADMITTED IN IN.
*ALSO ADMITTED IN GA.
*ALSO ADMITTED IN FL.

4593 OLEANDER DRIVE, SUITE 100
POST OFFICE BOX 808
MYRTLE BEACH, SOUTH CAROLINA 29578-0808

TELEPHONE (843) 449-9417
FACSIMILE (843) 449-9419
REAL ESTATE FACSIMILE (843) 429-1362
E-mail nps@newbylaw.com

September 7, 2017

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

VIA FEDEX OVERNIGHT

RE: Jericho State Capital Corp. Of Florida vs. Chicago Title Insurance Company
Lynx Jericho Partners vs. Chicago Title Insurance Company
Appellant Case No.: 2017-001646

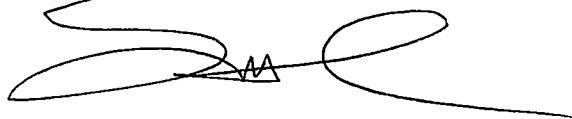
Enclosed you will find the original and six (6) copies of the Appellants' Motion For Extension Of Time and Proof of Service relating to the above-referenced matter. Please file the Motion in your office and return a copy with your filing date stamped thereon.

Also enclosed is my check in the amount of \$25.00 to cover the filing fee. Thank you for your assistance in this matter.

Please let me know of any questions.

Very truly yours,

NEWBY SARTIP MASEL & CASPER, LLC



C. Scott Masel
Attorney for Appellants

CSM/km
encl.

Cc: Demetri K. Koutrakos

SEP 08 2017
SOUTH CAROLINA COURT OF APPEALS

ORIGIN ID:MYRA (843) 449-9417
KAREN MADERT
NEWBY, SARTIP, MASEL & CASPER, LLC
4593 OLEANDER DRIVE
SUITE 100
MYRTLE BEACH, SC 29577
UNITED STATES US

SHIP DATE: 07SEP17
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CAD: 8638549/INET3920

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SC COURT OF APPEALS
1220 SENATE STREET

COLUMBIA SC 29201

(803) 734-1890

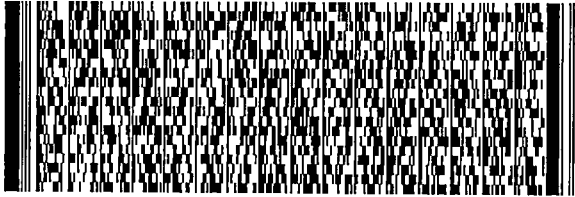
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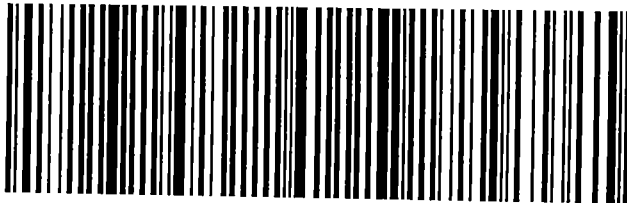
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SC Court of Appeals