

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

RECEIVED  
NOV 15 2017  
SC Court of Appeals

Case No.: 2014-CP-26-7264  
Appellant Case No.: 2017-000471

Gregory Duerk, Donald L. Duerk and Deborah Duerk Tiller,.....Appellants

vs.

Geoffrey Duerk, Kristen Duerk and James M. Stewart,.....Respondents

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**RESPONDENT STEWART’S MOTION FOR EXTENSION**

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Pursuant to Rule 240 and 263(b) of the South Carolina Appellate Court Rules (SCACR), Respondent James M. Stewart respectfully requests a 30-day extension of the deadline for filing and serving the Respondent’s Initial Brief and Designation of Matter.

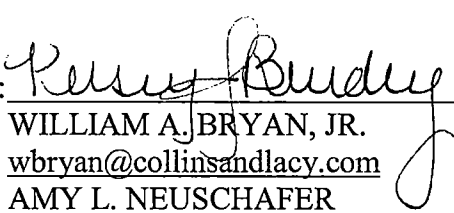
On February 14, 2017, Appellants filed the Notice of Appeal in this matter. Subsequently, Appellants successfully moved for two 30-day extensions to file the Appellants’ Initial Brief and Designation of Matter. On June 28, 2017, Appellants filed their Initial Brief and Designation of Matter. After receiving Appellant’s Initial Brief, Respondent filed a Motion to Strike and Hold Deadlines in Abeyance. On October 5, 2017, the Court granted Respondent’s motion in part to the extent that Appellants’ initial brief was stricken for failing to provide citations pursuant to Rule 208(b)(4), SCACR. On October 17, 2017, Appellants’ filed an Amended Initial Brief. Currently, Respondent’s deadline to file the Initial Brief and Designation



of Matter is November 16, 2017. This is the first extension requested by Respondent. This motion is made without objection from Appellants.

Respectfully submitted,

COLLINS & LACY, P.C.

By:  <sup>for</sup>  
WILLIAM A. BRYAN, JR.  
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ATTORNEYS FOR RESPONDENT  
JAMES M. STEWART

**RESPONDENT'S MOTION FOR EXTENSION**

Murrells Inlet, South Carolina  
November 16, 2017

IN THE STATE OF SOUTH CAROLINA  
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PROOF OF SERVICE

I hereby certify that I served Respondent's Motion for Extension upon all parties, by placing a copy in the United States mail, postage prepaid, to all counsel of record on November 15, 2017, addressed to the following:

**COUNSEL SERVED:**

Thomas C. Brittain, Esquire  
THE BRITTAIN LAW FIRM, P.A.  
4614 Oleander Drive  
Myrtle Beach, SC 29577  
*Attorney for Appellants*

Jay M. Bultz, Esquire  
BULTZ LAW OFFICES, PA  
417 79<sup>th</sup> Avenue North, Suite A  
Myrtle Beach, SC 29572  
*Attorney for Co-Respondents Geoffrey Duerk and Kristen Duerk*





William A. Bryan, Jr. | D: 843.353.2330 | E: wbryan@collinsandlacy.com

November 15, 2017

**VIA HAND DELIVERY**

The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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SC Court of Appeals

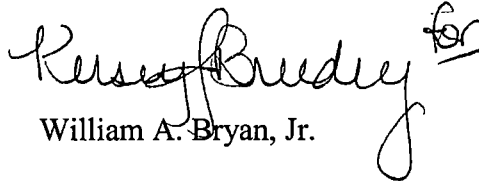
Re: Gregory Duerk, Donald L. Duerk, Jr. and Deborah Duerk Tiller v. Geoffrey Duerk, Kristen Duerk and James M. Stewart  
Civil Action No. 2017-000471  
Claim No. 32932  
C&L File No. 001326-00127

Dear Ms. Kitchings:

Please find enclosed for filing the unbound original and seven (7) copies of Respondent Stewart's Motion for Extension in the above-referenced matter. Also enclosed is our firm's check in the amount of \$25.00, representing the filing fee of same. Please file the original and return a clocked copy in the enclosed stamped, self-addressed envelope.

With warmest regards, I am,

Very truly yours,

  
William A. Bryan, Jr.

cc: Thomas C. Brittain, Esquire, The Brittain Law Firm, P.A.  
Jay M. Bultz, Esquire, Bultz Law Offices, PA

**RECEIVED**

NOV 16 2017

SC Court of Appeals



1330 Lady Street, Sixth Floor (29201) Post Office Box 12487 | Columbia, SC 29211

The Honorable Jenny A. Kitchings  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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