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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas  
The Honorable James O. Spence  
Master in Equity

Appellate Case No. 2018-000436  
Circuit Court Case No. 2016-CP-32-03572

**RECEIVED**  
AUG 16 2018  
SC Court of Appeals

Deutsche Bank National Trust Company, as Trustee  
for NovaStar Mortgage Funding Trust, Series 2007-1  
NovaStar Equity Loan Asset Backed Certificates, Series 2007-1,

Respondent/Appellant,

v.

Patricia Owens a/k/a Patrica Ann Owens; Tammy  
M. Bailey; South Carolina Department of Motor Vehicles,

Defendants,

Of whom Patricia Owens a/k/a Patricia Ann Owens and  
Tammy M. Bailey are the

Appellants/Respondents.

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**RESPONDENT/APPELLANT'S UNOPPOSED MOTION FOR EXTENSION OF TIME  
TO FILE APPELLANT'S REPLY BRIEF AND ASSOCIATED DESIGNATION OF  
MATTER TO BE INCLUDED IN THE RECORD ON APPEAL**

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G. Benjamin Milam (SC Bar 80311)  
Jonathan E. Schulz (SC Bar No. 79850)  
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*Attorneys for Respondent/Appellant*

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Respondent/Appellant Deutsche Bank National Trust Company, as Trustee for NovaStar Mortgage Funding Trust, Series 2007-1 NovaStar Equity Loan Asset Backed Certificates, Series 2007-1 (“Deutsche Bank”), through undersigned counsel and pursuant to SCACR 240 and 263(b), hereby seeks a ten-day extension of time – through and including Thursday, August 30, 2018 – to file its Appellant’s Reply Brief and accompanying Designation of Matter to be Included in the Record on Appeal, and states as follows:

1. Appellants/Respondents filed their Initial Respondents’ Brief with this Court on August 10, 2018.

2. Pursuant to SCACR 208(a)(3), Deutsche Bank’s deadline to file its Appellant’s Reply Brief (and accompanying Designation of Matter to be Included in the Record on Appeal per SCACR 209) is August 20, 2018.

3. Although the Certificate of Service attached to the Appellants/Respondents’ Initial Respondents’ Brief indicates it was served on August 10, 2018, Deutsche Bank did not “receive” a copy until – and was not able to review the Initial Respondents’ Brief until – August 14, 2018, when the Court published the brief on its electronic docket.

4. Given the intervening weekend between now and the August 20, 2018 due date, as well as responsibilities in other matters that undersigned counsel is handling, Deutsche Bank needs additional time to prepare and file its Appellant’s Reply Brief and accompanying Designation of Matter to be Included in the Record on Appeal.

5. Deutsche Bank believes there is good cause to grant the ten-day extension.

6. This is Deutsche Bank’s first request for an extension of this deadline. Indeed, apart from requesting an extension of time in connection with a request for clarification on the

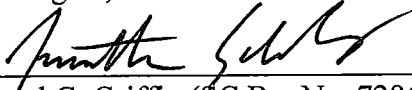
briefing schedule at the inception of this appeal, this is Deutsche Bank's first request for an extension of time in this entire appeal.

7. Moreover, counsel for Appellants/Respondents does not oppose the ten-day extension sought by this Motion.

WHEREFORE, Respondent/Appellant Deutsche Bank respectfully requests:

1. A ten-day extension of time – through and including Thursday, August 30, 2018 – to file its Appellant's Reply Brief and accompanying Designation of Matter to be Included in the Record on Appeal; and
2. Such other and further relief the Court deems necessary and proper.

Respectfully submitted this the 15<sup>th</sup> day of August, 2018.

  
\_\_\_\_\_  
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Jonathan E. Schulz (SC Bar No. 79850)  
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*Attorneys for Deutsche Bank National Trust  
Company, as Trustee for NovaStar Mortgage  
Funding Trust, Series 2007-1 NovaStar Equity Loan  
Asset Backed Certificates, Series 2007-1*

**THE STATE OF SOUTH CAROLINA  
In the Court of Appeals**

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**APPEAL FROM LEXINGTON COUNTY  
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**v.**

**Patricia Owens a/k/a Patrica Ann Owens; Tammy  
M. Bailey; South Carolina Department of Motor Vehicles,**

**Defendants,**

**Of whom Patricia Owens a/k/a Patricia Ann Owens and  
Tammy M. Bailey are the**

**Appellants/Respondents.**

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**PROOF OF SERVICE**

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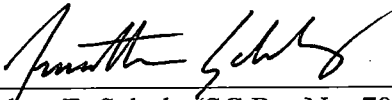
I hereby certify that a copy of the foregoing **RESPONDENT/APPELLANT'S UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S REPLY BRIEF AND ASSOCIATED DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** was sent via first-class U.S. Mail, postage prepaid, and addressed as follows:

Andrew S. Radeker  
Harrison, Radeker & Smith, P.A.  
Post Office Box 50143  
Columbia, South Carolina 29250

*Attorney for Appellants/Respondents*

Mary R. Powers  
Brock & Scott, PLLC  
3800 Fernandina Rd., Suite 110  
Columbia, South Carolina 29210  
*Attorney for Respondent/Appellant*

This the 15<sup>th</sup> day of August, 2018.

  
\_\_\_\_\_  
Jonathan E. Schulz (SC Bar No. 79850)



Jonathan Schulz  
Direct Dial: (704) 338-6127  
E-mail: [jschulz@bradley.com](mailto:jschulz@bradley.com)

August 15, 2018

**VIA FEDEX OVERNIGHT**

Ms. Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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AUG 16 2018

SC Court of Appeals

Re: *Deutsche Bank National Trust Company, as Trustee for NovaStar Mortgage Funding Trust, Series 2007-1 NovaStar Equity Loan Asset Backed Certificates, Series 2007-1 v. Patricia Owens a/k/a Patricia Ann Owens and Tammy M. Bailey*  
Appellate Case No. 2018-000436

Dear Ms. Kitchings:

In connection with the above appeal, enclosed for filing please find one (1) original and seven (7) copies of Respondent/Appellant's Unopposed Motion for Extension of Time to File Appellant's Reply Brief and Associated Designation of Matter to be Included in the Record on Appeal. Please file the original, retain six (6) copies per SCACR 240(d), and return one (1) file-stamped copy in the enclosed pre-paid Federal Express envelope provided for your convenience.

I have also enclosed a check from my firm in the amount of twenty-five dollars (\$25.00) to pay for the filing fee.

Thank you for your assistance. Please do not hesitate to contact me should you have any questions or concerns about the above.

Best regards,

Jonathan Schulz

Enclosures

cc: Andrew S. Radeker (with encl. via US Mail)  
Mary R. Powers (with encl. via US Mail)

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UNITED STATES US

SHIP DATE: 15AUG18  
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TO **JENNY A. KITCHINGS, CLERK OF COURT**  
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**1220 SENATE STREET**

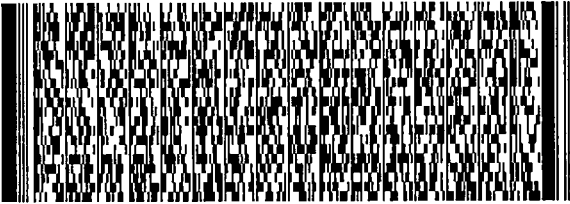
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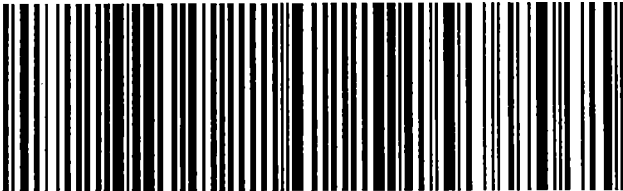
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**AUG 16 2018**

**SC Court of Appeals**