

YCR LAW

Young Clement Rivers, LLP

All Business, Insurance, Real Estate and Regulatory Matters
Admiralty/Marine • Appellate • Commercial Litigation
Commercial Real Estate • Commercial Transactions
Community Association Law • Construction Law
Employment and Labor Law • Health Care • Insurance Coverage
Products Liability • Professional Liability • Retail Liability
Special Task Litigation • Tax, Estate Planning and Probate
Trucking and Transportation • Workers' Compensation

THE FOLLOWING PAGES ARE FOR IMMEDIATE DELIVERY

To: 18037341499
From: KBarnes@ycrlaw.com
Date: November 28, 05:02:12 PM EST
Subj: FW: Farmer v. CAGC; Case No.: 2018-002047 (Supreme Court) 2016-00192(Court of Appeals)
Pages: 11

RECEIVED

dy
NOV 28 2018

From: Barnes, Kathleen (Katy)
Sent: Wednesday, November 28, 2018 12:53 PM
To: '18037341499@faxmail.com'; '8037341839@faxmail.com'
Cc: 'howard.vandine@nelsonmullins.com'; 'dhair@nelsonmullins.com'; 'matt.bogan@nelsonmullins.com'; 'erik.norton@nelsonmullins.com'; 'gbonham@doi.sc.gov'; Hines, Russell; Justman, Aimee; 'dstanford@ncdoj.gov'
Subject: Farmer v. CAGC; Case No.: 2018-002047 (Supreme Court) 2016-00192 (Court of Appeals)

S.C. SUPREME COURT

Good afternoon Mr. Shearouse,

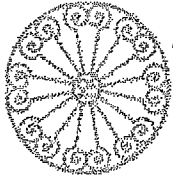
Attached please find correspondence in the above-referenced matter regarding our Motion for Second Extension of Time to File/Serve Petition for a Writ of Certiorari. All necessary copies and filing fees will go out in the mail today. Please do not hesitate to let us know if you have any questions or concerns.

Thank you!

Katy B. Barnes
Commercial Litigation Secretary to
Stephen L. Brown, Joanna B. Stroud and Russell G. Hines
YCR LAW
25 Calhoun Street, Suite 400
Charleston, SC 29401
Phone: (843) 724-6610
Fax: (843) 579-1369

Charleston Office
25 Calhoun Street, Suite 400 * Charleston, SC 29401
P.O. Box 993 * Charleston, SC 29402-0993

TELEPHONE: (843) 577-4000
WEBSITE: www.ycrlaw.com



YCR LAW

25 Calhoun Street • Suite 400 • Charleston, SC 29401
ycre.com



Russell G. Hines
Partner

Direct Dial: (843) 720-5488
Direct Fax: (843) 579-1327
E-mail: rhines@ycrlaw.com

November 28, 2018

VIA U.S. MAIL & FACSIMILE

Honorable Daniel E. Shearouse, Clerk
South Carolina Supreme Court
P. O. Box 11330
Columbia, SC 29211-1330

RECEIVED

NOV 29 2018

S.C. SUPREME COURT

Re: Raymond Farmer v. CAGC Insurance
Appellate Case No.: 2018-002047 (Supreme Court)
Appellate Case No.: 2016-000192 (Court of Appeals)
Circuit Case No.: 14-CP-40-0313
YCR File: 15140-20130673

Dear Mr. Shearouse:

Enclosed please find the original and seven (7) copies of a **Motion for Second Extension of Time to File/Serve Petition for a Writ of Certiorari**, the original and one (1) copy of the **Proof of Service**, and our firm's check in the amount of \$50.00 to cover the filing fee. Please accept the originals and required copies of these documents for filing and send me a court-stamped copy of each document in the return envelope that is also enclosed herewith. By copy of this correspondence to all counsel of record, I am serving them with the aforementioned documents.

With best wishes and kindest regards, I am

Sincerely,

YOUNG CLEMENT RIVERS, LLP

Russell G. Hines

Enclosures

ce: **Via U.S. Mail & Facsimile:**

Jenny Abbott Kitchings, Clerk of Court, South Carolina Court of Appeals

Via U.S. Mail & Email:

Howard A. VanDine, III, Esquire, Nelson Mullins Riley & Scarborough, LLP

A. Mattison Bogan, Esquire, Nelson Mullins Riley & Scarborough, LLP

Erik T. Norton, Esquire, Nelson Mullins Riley & Scarborough, LLP

David W. Boone, Esquire, North Carolina Department of Justice

Geoffrey Ross Bonham, Esquire, South Carolina Department of Insurance

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

Appeal from Richland County
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

Circuit Court Case No. 2014-CP-40-0313

Opinion No. 5562 (S.C. Ct. App. filed May 23, 2018)
Court of Appeals Case No. 2016-000192

Supreme Court Case No. 2018-002047

Raymond G. Farmer, as Director
of the South Carolina Department of Insurance,

Petitioner,

v.

CAGC Insurance Company, in Liquidation,

Respondent.

South Carolina Property and Casualty Insurance
Guaranty Association,

Intervenor-
Petitioner,

v.

CAGC Insurance Company, in Liquidation; Raymond G. Farmer,
in his capacity as Ancillary Receiver of CAGC Insurance
Company, in Liquidation; and CompTrustAGC of South Carolina
a/k/a CompTrustAGC of South Carolina, Inc.,

Intervenor-
Respondents.

Of whom CompTrustAGC of South Carolina a/k/a CompTrust
AGC of South Carolina, Inc., is

Petitioner,

And CAGC Insurance Company, in Liquidation; Raymond G.
Farmer, in his capacity as Ancillary Receiver of CAGC Insurance
Company, in Liquidation; and South Carolina Property and
Casualty Insurance Guaranty Association are

Respondents.

**MOTION FOR SECOND EXTENSION OF TIME TO FILE/SERVE
PETITION FOR A WRIT OF CERTIORARI**

** Petitioner's counsel identified on
following page*

YOUNG CLEMENT RIVERS, LLP
Michael A. Molony (SC Bar No. 4026)
T. Douglas Concannon (SC Bar No. 66316)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

*Attorneys for Petitioner
CompTrustAGC of South Carolina
a/k/a CompTrustAGC of South
Carolina, Inc.*

RECEIVED

NOV 29 2018

S.C. SUPREME COURT

NOW COMES Petitioner, CompTrustAGC of South Carolina a/k/a CompTrustAGC of South Carolina, Inc. (“CompTrust”), by and through its undersigned counsel, on the grounds stated below, and, pursuant to Rule 263(b), SCACR, as well as the Court’s order of July 16, 2014, regarding Extensions in Cases Seeking a Petition for a Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals, hereby moves for a second extension of ten (10) days’ time to file/serve a petition to this Court for issuance of a writ of certiorari to the Court of Appeals to review that court’s decision in this matter.

1. The Court of Appeals denied rehearing on October 18, 2018, making the deadline to file/serve a petition for a writ of certiorari (and the accompanying appendix) Monday, November 19, 2018, pursuant to Rule 242(c), SCACR.

2. By order of November 21, 2018, this Court granted CompTrust’s (first) motion for an extension of time to file and serve its petition for a writ of certiorari/the appendix, making the present deadline Thursday, November 29, 2018.

3. Due to other time commitments, both work- and non-work-related (including those associated with the recent Thanksgiving holiday), the undersigned asks for the Court’s allowance of ten (10) additional days, i.e., ten (10) days beyond the present November 29, 2018, deadline to prepare CompTrust’s petition/the appendix, submitting, most respectfully, there is good cause to allow

the requested dispensation, the same being in furtherance of the interests of justice, not unduly prejudicial to any other party, and consistent with the extension protocol established by the Court's aforementioned order of July 16, 2014.

WHEREFORE, CompTrust respectfully requests that this Honorable Court allow it an additional ten (10) days to file/serve its petition for a writ of certiorari and the appendix in this matter, i.e., to extend the deadline for filing/serving its petition/the appendix through Monday, December 10, 2018. Additionally, CompTrust respectfully requests that the Court hold the present deadline in abeyance until it acts upon this motion.

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: 

Michael A. Molony (SC Bar No. 4026)
T. Douglas Concannon (SC Bar No. 66316)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

*Attorneys for Petitioner,
CompTrustAGC of South Carolina
a/k/a CompTrustAGC of South
Carolina, Inc.*

Charleston, South Carolina

Dated: 11/20/18

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

Appeal from Richland County
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

Circuit Court Case No. 2014-CP-40-0313

Opinion No. 5562 (S.C. Ct. App. filed May 23, 2018)
Court of Appeals Case No. 2016-000192

Supreme Court Case No. 2018-002047

Raymond G. Farmer, as Director
of the South Carolina Department of Insurance,

Petitioner,

v.

CAGC Insurance Company, in Liquidation,

Respondent.

South Carolina Property and Casualty Insurance
Guaranty Association,

Intervenor-
Petitioner,

v.

CAGC Insurance Company, in Liquidation; Raymond G. Farmer,
in his capacity as Ancillary Receiver of CAGC Insurance
Company, in Liquidation; and CompTrustAGC of South Carolina
a/k/a CompTrustAGC of South Carolina, Inc.,

Intervenor-
Respondents.

Of whom CompTrustAGC of South Carolina a/k/a CompTrust
AGC of South Carolina, Inc., is

Petitioner,

And CAGC Insurance Company, in Liquidation; Raymond G.
Farmer, in his capacity as Ancillary Receiver of CAGC Insurance
Company, in Liquidation; and South Carolina Property and
Casualty Insurance Guaranty Association are

Respondents.

PROOF OF SERVICE

**Petitioner's counsel identified on
following page*

YOUNG CLEMENT RIVERS, LLP
Michael A. Molony (SC Bar No. 4026)
T. Douglas Concannon (SC Bar No. 66316)
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

*Attorneys for Petitioner
CompTrustAGC of South Carolina
a/k/a CompTrustAGC of South
Carolina, Inc.*

RECEIVED

NOV 29 2018

S.C. SUPREME COURT

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for Petitioner, CompTrustAGC of South Carolina a/k/a CompTrustAGC of South Carolina, Inc., hereby certify that the foregoing **MOTION FOR SECOND EXTENSION OF TIME TO FILE/SERVE PETITION FOR A WRIT OF CERTIORARI** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on November 28, 2018, properly posted for delivery to the following addressees:

Howard A. VanDine, III, Esquire
A. Mattison Bogan, Esquire
Erik T. Norton, Esquire
Nelson Mullins Riley & Scarborough, LLP
P.O. Box 11070
Columbia, SC 29211-1070

Attorneys for Respondent
South Carolina Property and Casualty Insurance Guaranty Association

David W. Boone, Esquire
North Carolina Department of Justice
P.O. Box 629
Raleigh, NC 27602-0629

Attorney for Respondent
CAGC Insurance Company, in Liquidation

Geoffrey Ross Bonham, Esquire
South Carolina Department of Insurance
P.O. Box 100105
Columbia, SC 29202

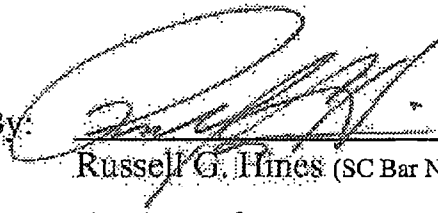
Attorney for Respondent
Raymond G. Farmer, in his capacity as Ancillary Receiver
of CAGC Insurance Company, in Liquidation

I further certify that a copy of the foregoing motion was on this date, November 28, 2018, filed with the South Carolina Court of Appeals by depositing the same in the U.S. Mail.

<SIGNED ON THE FOLLOWING PAGE>

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By:



Russell G. Hines (SC Bar No. 72100)

*Attorneys for Petitioner
CompTrustAGC of South Carolina
a/k/a CompTrustAGC of South
Carolina, Inc.*

Charleston, South Carolina

Dated: 11/22/18

RECEIVED

NOV 29 2018

S.C. SUPREME COURT