

MEMORANDUM

TO: The Court
FROM: Amelia Smith
DATE: 12/13/2018
RE: Andrew Waldo v. Michael Cousins
Appellate Case No. 2018-001609

While we are awaiting receipt of the correct motion fee from Appellant SC Association of Realtors, I would like for you to take a look at the motion, including the affidavit filed under seal.

The appellant had filed only one extension motion prior to this one. That motion was filed in the now-consolidated case no.2018-001609. This appellant also benefitted from the extension which was granted to all appellants in the Court's October 25, 2018. So I entered it as a third extension request.

If it should be entered as their second extension please let me know. Also, do you want the order prepared for a judge? (if we're sticking with its being a 3rd request)

*They did not use the consolidated caption.

Please advise. Thank you.

*Use consolidated caption
Prepare order granting motion
for extension to 2/1/19. Be
sure to state in order that
ext. is for the appellant
S.C. Assoc. of Realtors.*

88532
+88533

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appeal from Horry County
Court of Common Pleas

Cynthia Graham Howe, Master-In-Equity, Circuit Court Judge

Case No. 2018-001609

RECEIVED

DEC 12 2018

SC Court of Appeals

RECEIVED

DEC 18 2018

SC Court of Appeals

Andrew Waldo; Jane Zheng; and SC Coast Properties, LLC d/b/a
Keller Williams Realty..... Respondents,

v.

Michael Cousins; Founders Five, LLC d/b/a Sperry Van Ness Founders Group;
and South Carolina Association of REALTORS®..... Defendants

Of Whom South Carolina Association of REALTORS® are..... Appellants.

**APPELLANT SOUTH CAROLINA ASSOCIATION OF REALTORS® MOTION TO
EXTEND TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

YOU WILL PLEASE TAKE NOTICE that the undersigned, as attorney for the Appellant South Carolina Association of REALTORS® ("SCAR"), moves the Court for an Order granting an extension of time to file Appellant's Initial Brief and Designation of Matter in the above-captioned case. The Initial Brief and Designation of Matter of Appellant SCAR is due on December 14, 2018. Appellant's counsel requests an extension of time due to personal issues outlined in the attached Affidavit (filed under seal) and respectfully requests the Court grant Appellant SCAR until February 1, 2019 to file Appellant SCAR's Initial Brief and Designation of Matter.

Counsel for the other parties consent to the extension and filing under seal.
Counsel for SCAR requests to file the Affidavit under seal as it contains personal health care information of another.



Marcus A. Manos, SC Bar No. 11876
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Attorneys for Appellant
South Carolina Association of REALTORS

December 14, 2018

Columbia, South Carolina

FILED UNDER SEAL

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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DEC 12 2018
SC Court of Appeals

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Of Whom South Carolina Association of REALTORS® are..... Appellants.

**AFFIDAVIT OF MARCUS A. MANOS IN SUPPORT OF
APPELLANT SOUTH CAROLINA ASSOCIATION OF REALTORS®' MOTION TO
EXTEND TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

PERSONALLY APPEARED BEFORE ME, **Marcus A. Manos**, who after being
duly sworn, deposes and states the following:

1. I am over the age of 21 years and have personal knowledge of the facts contained herein.
2. I am counsel of record for the Appellant South Carolina Association of REALTORS®.
3. I am a single parent for my son who turned 18 on November 15, 2018. He faces serious addiction and health issues, which have led to criminal legal problems.



4. He was placed in county jail and then DJJ with the ability for me to place him in a rehabilitation facility to serve his sentence.

5. All this occurred on or after October 15, 2018. It now seems the rehabilitation facility that my ex-wife and I selected is not working out well and we are trying to select another one, get it approved by DJJ, and have him transferred.

6. I am spending a great deal of time, especially on the weekends, on this task and I take every Sunday to go visit him.

7. If I had another attorney working on the case with me, this would not prevent a timely filing, but I do not. The attorney who worked with me on this matter left Nexsen Pruet for state government last summer. I am in the process of bringing another attorney on to the case to assist me so no further extensions should be required.

8. This issue is very important to my client as it could result in the South Carolina Association of REALTORS® being the only set of associations in the United States and its territories with a different set of arbitration rules than the national ones.

9. I respectfully request that this Affidavit be filed UNDER SEAL and the Motion for Extension be granted.

10. I have consulted with counsel of record and they do not oppose the Motion for Extension due to the circumstances nor the filing under seal.

FURTHER AFFIANT SAYETH NAUGHT.



Marcus A. Manos

SWORN TO BEFORE ME

This 18th day of December, 2018.



Notary Public for South Carolina

My Commission Expires: 3-4-2024

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Of Whom South Carolina Association of REALTORS® are..... Appellants.

PROOF OF SERVICE

The undersigned hereby certifies that a copy of the **Appellant South Carolina Association Of REALTORS®' Motion To Extend Time To File Initial Brief And Designation Of Matter** has been served upon counsel of record via electronic mail and by depositing a copy of the same, first-class postage prepaid, in the United States Mail, on the 12th day of December, 2018, to the addresses shown below.

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