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THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas  
G. Thomas Cooper, Circuit Court Judge

**RECEIVED**

MAY 17 2019

**SC Court of Appeals**

Appellate Case No. 2018-002114  
Civil Action No. 2018-CP-23-01639

5Star Life Insurance Co. .... Appellant,

v.

Peek Performance, Inc. .... Respondent.


MOTION FOR EXTENSION OF TIME TO  
FILE APPELLANT’S INITIAL REPLY BRIEF

Pursuant to Rules 208(a)(3) and 240 of the South Carolina Appellate Court Rules, Appellant 5Star Life Insurance Co. respectfully requests a 10-day extension of time to file its Initial Reply Brief. This is Appellant’s first request for an extension of time for this brief. No prejudice will be caused to either party by this extension.

Respondent’s certificate of service reflects that it deposited its Initial Brief in the U.S. Mail on Friday, May 9, 2019. Based on this representation and the undersigned’s calculations, the current deadline for Appellant’s Initial Reply Brief is Monday, May 20, 2019. Appellant received Respondent’s Initial Brief on May 13, 2019. It submits this request due to its counsel’s other deadlines and obligations.

The instant request would make the new deadline Thursday, May 30, 2019. Appellant also asks that the Court hold the current deadline in abeyance until an Order is issued on this request.

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*Attorneys for Appellant 5Star Life Insurance Co.*

May 16, 2019  
Greenville, South Carolina

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas, Thirteenth Judicial Circuit  
G. Thomas Cooper, Jr., Circuit Court Judge

**RECEIVED**

MAY 17 2019

Appellate Case No. 2018-002114  
Case No. 18-CP-23-01639

**SC Court of Appeals**

5 Star Life Insurance Co., ..... Appellant,

v.

Peek Performance, Inc. .... Respondent.

PROOF OF SERVICE

I hereby certify that I have caused a copy of Appellant 5Star's Motion for Extension of Time to File Appellants' Initial Reply Brief to be served upon all counsel of record, by mailing copies of same, postage prepaid to the following addresses:

Counsel Served:

James G. Carpenter, Esq.  
The Carpenter Law Firm, PC  
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Greenville, SC 29601

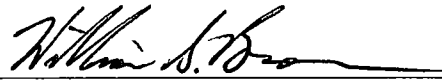
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[SIGNATURE PAGE ATTACHED]

Respectfully submitted,

**NELSON MULLINS RILEY & SCARBOROUGH LLP**

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Greenville, South Carolina  
May 16, 2019



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May 16, 2019

Via Hand Delivery

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

**RECEIVED**

MAY 17 2019

SC Court of Appeals

RE: *5Star Life Insurance Co. v. Peek Performance, Inc.*  
Appellate Case No. 2018-002114  
Case No. 2018-CP-23-01639  
Our File No. 049288.01501

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of a Motion for Extension of Time to File Appellant's Initial Reply Brief and a Proof of Service in the above-referenced matter. We ask that you file the original and six (6) copies and return a clocked-in copy to us via our courier. Also enclosed is our check in the amount of \$50 as the required filing fee. A copy of this motion has been served by mail on all counsel of record.

Very truly yours,

William S. Brown

WSB:lj2

Enclosures

cc: James G. Carpenter  
Beattie Ashmore  
Adam C. Bach  
R. Hudson Smith