

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

**RECEIVED**

MAY 31 2019

SC Court of Appeals

Appeal from Horry County  
Court of Common Pleas

William H. Seals Jr., Circuit Court Judge

Case No. 2015-CP-26-05573

K.A. Diehl and Associates, Inc.,

Respondent,

v.

James Perkins, Colleen Franke a/k/a Colleen Franke Perkins,  
Mark Dos Santos, William Moore, Steven Dame  
and Errol Dos Santos,

Defendants,

Of whom Mark Dos Santos is the

Appellant.

**MOTION FOR EXTENSION OF TIME TO FILE/SERVE  
INITIAL REPLY BRIEF OF APPELLANT**

YOUNG CLEMENT RIVERS, LLP  
D. Jay Davis Jr. (SC Bar No. 12084)  
Russell G. Hines (SC Bar No. 72100)  
Perry M. Buckner IV (SC Bar No. 100031)  
J. Joseph Owens (SC Bar No. 102794)  
25 Calhoun Street, Suite 400  
Charleston, South Carolina 29401  
P.O. Box 993 (29402)  
(843) 577-4000

*Attorneys for Appellant*

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COMES NOW Appellant, Mark dos Santos, by and through his undersigned counsel, pursuant to Rule 263(b), SCACR, and moves for an extension of ten (10) days' time to file/serve his initial reply brief and corresponding designation of matter to be included in the record on appeal.

Presently, in accordance with Rule 208(a)(3), the deadline for Appellants' initial reply brief and designation of matter is today, May 31, 2019. On account of work-related and other time commitments, Appellant respectfully requests that this deadline be extended by 10 days (from May 31, 2019), i.e., through June 10, 2019. Respectfully, Appellant believes this relief is consistent with the interests of justice and will not work any undue prejudice upon Respondent.

WHEREFORE, Appellant moves this Honorable Court to grant him an extension of 10 days' time to file/serve his initial reply brief and corresponding designation of matter to be included in the record on appeal. With the extension requested herein, the new deadline for filing/serving Appellant's initial reply brief and designation of matter would be June 10, 2019, according to the undersigned's calculations. Further, Appellant respectfully requests that the Court hold his present initial-briefing/designation-of-matter deadline in abeyance until it acts upon this motion.

**<SIGNED ON THE FOLLOWING PAGE>**

Respectfully submitted,  
YOUNG CLEMENT RIVERS, LLP

By:



D. Jay Davis Jr. (SC Bar No. 12084)  
Russell G. Hines (SC Bar No. 72100)  
Perry M. Buckner IV (SC Bar No. 100031)  
J. Joseph Owens (SC Bar No. 102794)  
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(843) 577-4000

*Attorneys for Appellant*

Charleston, South Carolina

Dated: 5/31/17

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Of whom Mark Dos Santos is the

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**PROOF OF SERVICE**

YOUNG CLEMENT RIVERS, LLP  
D. Jay Davis Jr. (SC Bar No. 12084)  
Russell G. Hines (SC Bar No. 72100)  
Perry M. Buckner IV (SC Bar No. 100031)  
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*Attorneys for Appellant*

I, Russell G. Hines, of Young Clement Rivers, LLP, attorney for Appellant, hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE/SERVE INITIAL REPLY BRIEF OF APPELLANT** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on May 31, 2019, properly posted for delivery to the following addressees:

Henrietta U. Golding, Esquire  
Alicia E. Thompson, Esquire  
Burr & Forman, LLP  
P.O. Box 336  
Myrtle Beach, SC 29578

Jackson H. Daniel, III, Esquire  
Carlock Copeland & Stair, LLP  
40 Calhoun Street, Suite 400  
Charleston, SC 29401

*Attorney for Mark dos Santos*

*and*

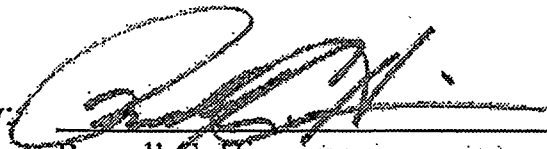
Wm. Grayson Lambert, Esquire  
Burr & Forman LLP  
P.O. Box 11390  
Columbia, SC 29211

*Attorneys for Respondent  
K.A. Diehl and Associates, Inc.*

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By:

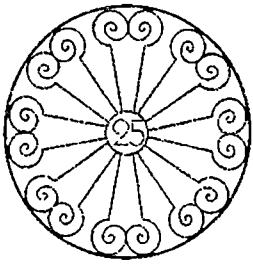


Russell G. Hines (SC Bar No. 72100)

*Attorneys for Appellant*

Charleston, South Carolina

Dated: 5/31/19



# YCR LAW

Young Clement Rivers, LLP

All Business, Insurance, Real Estate and Regulatory Matters  
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Community Association Law • Construction Law  
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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: 18037341839  
From: kbarnes@ycrlaw.com  
Date: May 31, 04:35:23 PM EDT  
Subj: K.A. Diehl v. Perkins, et al; Case No.: 2018-002009  
Pages: 7

Good afternoon Ms. Kitchings,

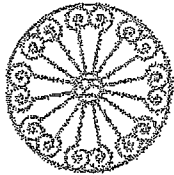
Attached please find correspondence regarding our motion for extension to file/serve the initial reply brief of the appellant. The originals along with all copies and the required filing fee has been placed in the mail. Please do not hesitate to let us know if you need anything further.

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  
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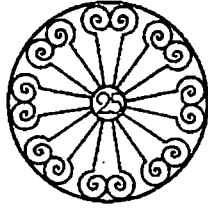
SC Court of Appeals



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**YCR LAW**

**Kathleen B. Barnes**  
Secretary

Direct Dial: (843) 720-5488  
Direct Fax: (843) 579-1369  
E-mail: kbarnes@ycrlaw.com

May 31, 2019

**VIA US MAIL AND FASCIMILE**

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: K.A. Diehl and Associates, Inc. v. James Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, and Errol Dos Santos  
Appellate Case No. 2018-002009  
YCR File: 14168-20180194

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of our Motion for Extension of Time to File/Serve Initial Reply Brief of Appellant, the original and one (1) copy of the Proof of Service of same and our firm's check in the amount of \$50.00 to cover the filing fee. Please file the originals and return court-stamped copies to me in the enclosed envelope.

With best wishes and kindest regards, I am

Sincerely,

YCR LAW, LLP

  
Kathleen B. Barnes  
Secretary

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SC Court of Appeals

**Enclosures**

(all via US Mail and email)

Cc: Henrietta U. Golding, Esquire  
Alicia E. Thompson, Esquire  
Wm. Grayson Lambert, Esquire  
Jackson H. Daniel, III, Esquire