

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

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**APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas**

**Perry H. Gravely, Circuit Judge**

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**Appellate Case No.: 2018-002070**

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**Wells Fargo Bank, N.A. .... Respondent**

**v.**

**D. Bruce Wolff ..... Appellant.**

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**MOTION TO DISMISS BY RESPONDENT**

**RECEIVED**

**JUN 11 2019**

**SC Court of Appeals**

**B. LINDSAY CRAWFORD, III  
THEODORE VON KELLER  
SARA C. HUTCHINS  
B. LINDSAY CRAWFORD, IV  
CRAWFORD & VON KELLER, LLC  
POST OFFICE BOX 4216  
COLUMBIA, SOUTH CAROLINA 29240  
(803) 790-2626  
ATTORNEYS FOR RESPONDENT**

The Respondent, Wells Fargo Bank, N.A., (Hereinafter referred to as "Wells Fargo"), pursuant to Rules 208 and 231, SCACR, moves the Court for an order dismissing the appeal filed by the appellant. In support of the motion, the respondent shows the following to the court:

1. Defendant filed his notice of the appeal on November 20, 2018.
2. On February 6, 2018, Defendant filed its 1st request for an extension of time to file its brief which was granted until March 8, 2019.
3. On March 8, 2019, Defendant filed its 2nd request for an extension which was granted by Order dated March 12, 2019 until April 8, 2019.
4. On March 26, 2019, Defendant filed its 3rd request for an extension until May 7, 2019, which was granted by Order dated April 16, 2019 with the requirement that no further extensions would be granted absent extraordinary circumstances.
5. On May 7, 2019, the deadline for the brief, Defendant filed its 4th motion for extension which was granted on May 9, 2019. Again, noting that no further extensions would be granted absent extraordinary circumstances. Defendant's brief was extended to June 6, 2019. On June 6, 2019, Defendant filed its 5th motion for extension.
6. Defendant's grounds for a fifth extension is based on a "very full court schedule and multiple deadlines."

7. Defendant has failed to establish extraordinary circumstances for a fifth extension and respondent requests that the appeal be dismissed.

WHEREFORE, Respondent moves for dismissal of the appeal based on the doctrines of res judicata and collateral estoppel.

CRAWFORD & VON KELLER, LLC

BY: 

\_\_\_\_\_  
B. Lindsay Crawford, III  
Theodore von Keller  
Sara C. Hutchins  
B. Lindsay Crawford, IV  
Post Office Box 4216  
Columbia, South Carolina 29240  
(803) 790-2626  
Attorneys for Respondent

Columbia, South Carolina

June 10, 2019

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Appellate Case No.: 2018-002070

SC Court of Appeals

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v.

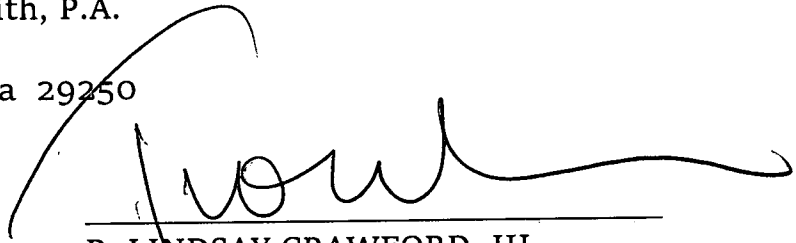
D. Bruce Wolff ..... Appellant.

PROOF OF SERVICE

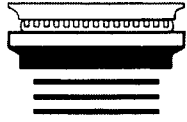
I certify that I served the foregoing motion to dismiss appeal in this case by depositing a copy of it on the date shown below in the United States Mail, postage prepaid, addressed as follows:

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

June 10, 2019



B. LINDSAY CRAWFORD, III  
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ATTORNEYS FOR RESPONDENT



**CRAWFORD & VON KELLER, LLC**

June 10, 2019

The Honorable Perry H. Gravely  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

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**SC Court of Appeals**

**RE: Wells Fargo Bank, N.A. vs. D. Bruce Wolff**  
**Appellate Case No: 2018-002070**  
**Our file no.: 1260.0020**

Dear Judge Gravely:

Enclosed please find the original and six copies of the **Motion to Dismiss Appeal** in the above referenced matter. Please file the original and return a clocked copy in the enclosed envelope.

Please contact me with any questions.

Sincerely,

Crawford & von Keller, LLC

Theodore von Keller  
B. Lindsay Crawford, III  
Sara C. Hutchins

/tdd

cc: Andrew S. Radeker, Esquire

**WE ARE A DEBT COLLECTOR. THIS COMMUNICATION IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.**

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Clerk, South Carolina Court of Appeals  
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