

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
Ninth Judicial Circuit

Honorable Diane S. Goodstein, Circuit Court Judge

RECEIVED

Jul 09 2020

Case No.: 2012-CP-10-05887
Appellate Case No. 2020-000162

SC Court of Appeals

Pinnacle Bank, as successor in interest to Bank of North Carolina, previous successor in interest to Harbor National Bank, Plaintiff,

v.

Anthony Whitfield and Cindy Whitfield, Defendants

Anthony Whitfield, Counterclaimant,

v.

David Swanson, Counterclaim Defendant

Of Whom Anthony Whitfield is the Appellant and David Swanson is the Respondent.

**RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER**

David W. Overstreet
S.C. Bar No. 16965
Steven R. Kropski
S.C. Bar No. 101441

Michael B. McCall
S.C. Bar No. 73028
Earhart Overstreet LLC
P.O. Box 22528
Charleston, S.C. 29413

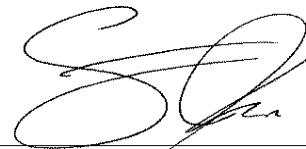
Attorneys for Respondent David Swanson

Date: July 9, 2020

Pursuant to Rule 263(b) of the South Carolina Appellate Court Rules, Respondent David Swanson hereby moves to extend the time to file Respondent's Initial Brief and Designation of Matter to be included in the record on Appeal. Respondent moves for a thirty (30) day extension of time from the initial due date to make Respondent's Initial Brief due on or before August 14, 2020.

This is Respondent's first request for an extension. Appellant's counsel consents to this request.

WHEREFORE, Respondent respectfully requests that this Court grant Respondent an extension to file his initial brief and designate matters to be included in the record on appeal from July 15, 2020 to August 14, 2020.



David W. Overstreet
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Attorneys for Respondent David Swanson

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Anthony Whitfield, Counterclaimant,

v.

David Swanson, Counterclaim Defendant

Of Whom Anthony Whitfield is the Appellant and David Swanson is the Respondent.

PROOF OF SERVICE


I, Shelbi Brueckner, an employee of Earhart Overstreet LLC, paralegal for the attorneys for Respondent David Swanson certify that I served a copy of the attached *Respondent's Motion for Extension of Time to File Initial Brief and Designation of Matter* by depositing a copy of it in the United States Postal Service, postage prepaid, on July 9, 2020, addressed to Appellant's Counsel as addressed below:

Daniel S. Slotchiver, Esquire
Andrew J. McCumber, Esquire
Slotchiver & Slotchiver, LLP
751 Johnnie Dodds Blvd., Suite 100
Mount Pleasant, SC 29464

Brent S. Halversen, Esquire
Brent Souther Halversen, LLC
751 Johnnie Dodds Blvd., Suite 200
Mount Pleasant, SC 29464

Jesse Sanchez, Esquire
The Law Office of Jesse Sanchez, LLC
98 ½ Broad Street, Suite B
Charleston, SC 29401

This 9th day of July, 2020.



Shelbi Brueckner



Earhart Overstreet
ATTORNEYS AT LAW

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PO Box 22528, Charleston, SC 29413

Steve@earhartoverstreet.com
Direct: 843.972.9404

July 9, 2020

VIA U.S. MAIL and FAX

Jenny Abbott Kitchings, Clerk
V. Claire Allen, Deputy Clerk
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
803-734-1839

RECEIVED
Jul 09 2020
SC Court of Appeals

Re: Anthony Whitfield, Appellant v. David Swanson, Respondent
Appellate Case No.: 2020-000162

Dear Ms. Kitchings and Ms. Allen:

Enclosed please find ***Respondent David Swanson's Motion for Extension of Time to File Initial Brief and Designation of Matter.*** The motion fee check has been mailed to your attention. Please do not hesitate to contact me with any questions or concerns.

Sincerely,


STEVEN R. KROPSKI

SRK/shb
Enclosures

cc: Daniel S. Slotchiver, Esquire (via U.S. mail only)
Andrew J. McCumber, Esquire (via U.S. mail only)
Brent S. Halversen (via U.S. mail only)
Jesse Sanchez, Esquire (via U.S. mail only)

Fax

RECEIVED

Jul 09 2020

SC Court of Appeals

Date: 7/9/2020
To: 803-734-1839
From: Shelbi Brueckner
Subject: Case No.: 2020-000162 - Whitfield v. Swanson

Good morning,

Please see correspondence from Steve Kropski attached. Should you have difficulty opening the attachments, please let me know.

Regards,

[EO Logo]<<http://earhartoverstreet.com/>>
Shelbi H. Brueckner
Paralegal
Direct 843 628 3784
PO Box 22528, Charleston, SC 29413