

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

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Marvin H. Dukes, III, Master-in-Equity and Special Circuit Court Judge

Case No. 2018-CP-07-01457
Appellate Case No. 2020-001178

RECEIVED

Nov 30 2020

SC Court of Appeals

Olivia Austin and Michelle Dinatale,
as Co-Executors of the Estate of
Albert R. Scansaroli,

Respondents,

v.

Helen Rizzo,

Appellant.

**MOTION FOR EXTENSION OF TIME TO SERVE AND FILE APPELLANT'S INITIAL
BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON
APPEAL**

Appellant hereby moves pursuant to Rule 263(b), SCACR, for a twenty (20) day extension of the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case. Undersigned counsel for Appellant received the last transcript on October 28, 2020. Therefore, the deadline for service and filing of Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal appears to be November 30, 2020.

The undersigned counsel has been delayed by unexpected personal and professional obligations. This is the first extension that Appellant has sought. Appellant's counsel believes that there is good cause to grant the requested twenty (20) day extension to December 21, 2020.

WHEREFORE, the Appellant prays that this Court enter an order extending the time in which to serve and file his Initial Brief and Designation of Matter to be Included in the Record on Appeal to December 21, 2020.

Respectfully submitted,



Evan A. Smith (SCB#100991)
Evan Smith Law Firm, LLC
P.O. Box 976
Charleston, SC 29402
(843) 804-8550
Attorney for Appellant

November 30, 2020

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PROOF OF SERVICE

The undersigned hereby certifies that on the date indicated below he served the Respondents, Olivia Austin and Michelle Dinatale, through their attorney, Daniel F. Blanchard, III, with a copy of the Motion For Extension of Time to File Appellant's Initial Brief and Designation of Matter to Be Included in Record on Appeal by mailing a copy of the same by United States Mail with first class postage to the following address on November 30, 2020 and by emailing the same.

Daniel F. Blanchard, III
Rosen & Hagood
151 Meeting Street, Suite 400
Charleston, SC 29401
dblanchard@rosenhagood.com

November 30, 2020


Evan A. Smith, Esq.

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November 30, 2020

Via U.S. Mail and Facsimile

Honorable Jenny A. Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211
(803) 734-1839

RECEIVED

Nov 30 2020

SC Court of Appeals

Re: Olivia Austin and Michelle Dinatale, as Co-Executors of the Estate of Albert T.
Scansaroli v. Helen Rizzo
Appellate Case No. 2020-00178

Dear Ms. Kitchings:

Enclosed please find a Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter to be Included in Record on Appeal in the above-referenced case. We have also enclosed the Proof of Service of the same and the required \$50.00 filing fee.

Please file the enclosed documents and return copies to my office in the enclosed self-addressed envelope.

Also, for your records and as stated in the motion, we received the last transcript on October 28, 2020.

Thank you for your assistance in this matter.

Sincerely,

Evan A. Smith

Enclosures (as stated)
cc: Daniel F. Blanchard, III