

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

Appeal from Dorchester County
Court of Common Pleas

James E. Chellis, Master-in-Equity

Case No. 2016-CP-18-01812
Appellate Case No. 2020-001029

RECEIVED

Dec 23 2020

SC Court of Appeals

David Hannemann,
as President of the Live
Oak Village Homeowner's
Association, Inc.,

Respondent,

v.

William McFarland,

Appellant.

**MOTION FOR EXTENSION TO DECEMBER 29, 2020,
TO FILE/SERVE INITIAL BRIEF OF APPELLANT**

YOUNG CLEMENT RIVERS, LLP
Russell G. Hines (SC Bar No. 72100)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 720-5488

Attorney for Appellant

NOW COMES Appellant, William McFarland, by and through his undersigned counsel, pursuant to Rule 263(b), SCACR, and—with sincere apologies for trying its patience yet again—moves this Honorable Court for an extension of time to Wednesday, December 29, 2020, to file/serve his initial brief and corresponding designation of matter to be included in the record on appeal.

The Court's order of November 13, 2020, set December 14, 2020, as the deadline for Appellant's initial brief and designation. Previously, on December 14, 2020, then again on December 18, 2020, and, sadly, again on December 21, 2020, each time on account of work-related and other time commitments (including office time lost due to recent sickness, as well as the recent Thanksgiving holiday) and the coincidence of a number of deadlines in multiple matters, the undersigned filed motions for extensions of time—first, via the December 14th motion, to Friday, December 18, 2020, then, via the December 18th motion, to Monday, December 21, 2020, and most recently, via the December 21st motion, to today, Wednesday, December 23, 2020—to file/serve Appellant's initial brief and designation. To the undersigned's knowledge, as of the instant filing, the Court has not acted on the December 14th, 18th, or 21st motions.

Please know that in making the motions of December 14, 18, and 21 the undersigned endeavored to request as little additional time as practicable, earnestly believing each extension sought would allow him sufficient time to complete the

Initial Brief of Appellant and designation. But here again, for the same reasons as before, including the unusual intensity of the demands on his time in this short/holiday week, the undersigned still remains in need of a small amount of additional time (specifically, one (1) more business day, i.e., to Tuesday, December 29, 2020)¹ and—though, even more so than before, truly chagrined to ask, and with assurances that NO FURTHER EXTENSION WILL BE REQUESTED—hopes the Court will deem the circumstances worthy of the relief requested herein, humbly submitting the grant thereof is warranted as an appropriately modest dispensation that is consistent with the interests of justice and will not result in any undue prejudice to Respondent or delay.

WHEREFORE, Appellant moves the Court to extend the time to file/serve his initial brief and corresponding designation of matter to be included in the record on appeal to Tuesday, December 29, 2020. 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>

¹ Indeed, as Thursday (December 24), Friday (December 25), and Monday (December 28) are state holidays, the undersigned expects to have Appellant's initial brief and designation filed/served via email by the time the Court reopens on Tuesday, December 29.

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
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Charleston, South Carolina

December 23, 2020

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PROOF OF SERVICE

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Attorney for Appellant

I, Russell G. Hines, of Young Clement Rivers, LLP, attorney for Appellant, hereby certify that the foregoing **MOTION FOR EXTENSION TO DECEMBER 29, 2020, TO FILE/SERVE INITIAL BRIEF OF APPELLANT** was served on Respondent on December 23, 2020, via email (see attached) to his counsel of record:

James B. Hood, Esquire
Virginia Rogers Floyd, Esquire
Hood Law Firm, LLC
P.O. Box 1508
Charleston, SC 29402
Attorneys for Respondents

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By: s/Russell G. Hines
Russell G. Hines (SC Bar No. 72100)
Attorney for Appellant

Charleston, South Carolina

December 23, 2020

From: [Hines, Russell](#)
To: ["Jamie Hood"](#); ["Virginia Floyd"](#)
Subject: Appellate Case No. 2020-001029 (Hannemann v. McFarland) -- Appellant's Mot. for Ext. to 12-29-20
Date: Wednesday, December 23, 2020 11:14:54 PM
Attachments: [image001.png](#)
[2020-001029 \(Hannemann v. McFarland\) -- Mot. for Ext. to 12-29-20.pdf](#)

Jamie and Virginia,

Attached in the above-referenced matter please find Appellant's **Motion for Extension to December 29, 2020, to File/Serve Initial Brief of Appellant.**

Russ

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