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**Mar 04 2021**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE COURT OF COMMON PLEAS  
Thirteenth Judicial Circuit  
Hon. R. Lawton McIntosh

Appellate Case No. 2020-001645  
Civil Action No. 2019-CP-23-00998

McMillan Pazdan Smith, LLC,  
Plaintiff/Counter-Defendant, ..... Respondent,

v.

Donza H. Mattison,  
Defendant/Counterclaimant, ..... Appellant.

AND

Donza H. Mattison, in a Derivative Capacity  
on Behalf of McMillan Pazdan Smith, LLC,  
Third-Party Plaintiff,..... Appellant,

v.

Ronald G. Smith, Joseph M. Pazdan, Brad B.  
Smith, and Chad C. Cousins,  
Third-Party Defendants,..... Respondents.

**RESPONDENTS' SECOND MOTION  
FOR AN EXTENSION OF TIME**

Pursuant to Rules 208(a)(2), 240(a) and 263(b), SCACR, Respondents McMillan Pazdan Smith, LLC, Ronald G. Smith, Joseph M. Pazdan, Brad B. Smith, and Chad C. Cousins respectfully request a 30-day extension of time in which to file their Initial Brief and their Designation of Matter. This request is necessitated because Respondents' counsels' other case demands and filing deadlines will not allow them to complete their Initial Brief and Designation of Matter within the current deadline. Currently, these items are due on March 10, 2021. With the

additional 30-day extension, they will be due on **April 9, 2021**. This is Respondents' second request for an extension of time in this matter, and the requested extension will not prejudice any party.

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  \_\_\_\_\_

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*Attorneys for Respondents McMillan Pazdan Smith, LLC,  
Ronald G. Smith, Joseph M. Pazdan, Brad B. Smith, and  
Chad C. Cousins*

March 4, 2021  
Greenville, South Carolina

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Smith, and Chad C. Cousins,  
Third-Party Defendants,..... Respondents.

**PROOF OF SERVICE**

Pursuant to Section g(3) of Chief Justice Beatty's Amended Order dated May 29, 2020,  
undersigned counsel hereby certifies I have served a copy of Respondents' Second Motion for an  
Extension of Time on counsel of record by electronic mail (see attached sent email):

**Counsel Served:**

David E. Rothstein  
Rothstein Law Firm, PA  
1312 Augusta Street  
Greenville, SC 29605  
drothstein@rothsteinlawfirm.com

By: Miles Coleman  
Miles E. Coleman

*Attorney for Respondents McMillan Pazdan Smith,  
LLC, Ronald G. Smith, Joseph M. Pazdan, Brad B.  
Smith, and Chad C. Cousins*

March 4, 2021  
Greenville, South Carolina

## Miles Coleman

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**From:** Miles Coleman  
**Sent:** Thursday, March 4, 2021 11:04 AM  
**To:** drothstein@rothsteinlawfirm.com  
**Cc:** Sam Outten; tkeim@fordharrison.com  
**Subject:** MPS v. Mattison (appeal no. 2020-001645) -- Mot. for Ext. of Time  
**Attachments:** 2021.3.4 -- MPS v. Mattison -- 2d Mot. for Ext. of Time.pdf

David — please find attached for service upon you a copy of Respondents' Second Motion for an Extension of Time in the above-referenced matter, which we will be filing shortly with the Court of Appeals.

Miles



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MILES COLEMAN **PARTNER**

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March 4, 2021

**Via electronic mail**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
The South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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**Mar 04 2021**  
**SC Court of Appeals**

RE: Second Motion for Extension of Time  
*McMillan Pazdan Smith, LLC v. Donza H. Mattison*  
Appellate Case No. 2020-001645  
Civil Action No. 2019-CP-23-00998  
Our File No. 058964/01500

Dear Ms. Kitchings:

Please find enclosed for filing in the above-referenced matter Respondents' Second Motion for an Extension of Time in which to file their Initial Brief and Designation of Matter. Also enclosed is a Proof of Service of the same. We ask that you file the Motion and, if possible, return an electronic version to us bearing the Court's file stamp.

Pursuant to Chief Justice Beatty's Amended Order dated May 29, 2020, we are serving and filing this document by electronic mail and without a filing fee. Please do not hesitate to contact us with any questions.

Very truly yours,



Miles E. Coleman  
*Counsel for Respondents*