

RECEIVED

Jun 22 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
Jean Hofer Toal, Chief Justice (Ret.)

Case No. 2019-CP-40-02285

Appellate Case No. 2020-001437

Peter D. Protopapas, as Receiver for Covil Corporation, Plaintiff/Respondent,

v.

Wall, Templeton & Haldrup, P.A.; Sentry Casualty Company; United States Fidelity
and Guaranty Company; Zurich American Insurance Company, Defendants,

of which

United States Fidelity and Guaranty Company is the Appellant.

MOTION FOR EXTENSION OF TIME

Respondent Peter D. Protopapas, in his capacity as Receiver for Covil Corporation, (“the Receiver”) respectfully requests a thirty-day extension of time to file his initial brief and designation of matter. The current deadline of the Receiver’s initial brief and designation of matter is June 23, 2021. With a thirty-day extension, the new deadline for the Receiver’s initial brief and designation of matter would be July 23, 2021. The Receiver requests this extension because of scheduling issues and professional obligations of counsel. This is the Receiver’s second request

for an extension of these deadlines.¹ The Receiver requests that the current deadline be held in abeyance until this Court issues an order on this motion.

Respectfully submitted,

s/ Shanon N. Peake

G. Murrell Smith, Jr. (S.C. Bar # 66263)

Jonathan M. Robinson (S.C. Bar # 68285)

Shanon N. Peake (S.C. Bar #102723)

Smith Robinson Holler DuBose and Morgan, LLC

2530 Devine Street, Third Floor

Columbia, South Carolina 29205

(803) 254-5445

ATTORNEYS FOR RESPONDENTS

June 22, 2021.

¹ The Receiver previously filed a Motion for Extension of Time on May 5, 2021; however, the Court did not take any action on the Receiver's Motion because the appeal was being held in abeyance due to a pending motion to dismiss. On May 21, 2021, the Court granted the motion for partial dismissal, and on May 24, 2020, the Court issued a new briefing schedule in the case.

RECEIVED

Jun 22 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas
Jean Hoefler Toal, Chief Justice (Ret.)

Case No. 2019-CP-40-02285

Appellate Case No. 2020-001437

Peter D. Protopapas, as Receiver for Covil Corporation, Plaintiff/Respondent,

v.

Wall, Templeton & Haldrup, P.A.; Sentry Casualty Company; United States Fidelity
and Guaranty Company; Zurich American Insurance Company, Defendants,

of which

United States Fidelity and Guaranty Company is the Appellant.

PROOF OF SERVICE

I certify that a true copy of the Motion for Extension of Time in this case has been served on the following, this 22nd day of June, 2021, by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System pursuant to subsection (g)(3) of the South Carolina Supreme Court's March 20, 2020 Order, as amended May 29, 2020. Pursuant to subsection (g)(3) of the South Carolina Supreme Court's Order, service on the attorneys admitted pro hac vice is accomplished by service on the associated South Carolina lawyer.

Counsel Served: **E-Mail**

Matthew Todd Carroll – todd.carroll@wbd-us.com
M. Elizabeth O’Neill – elizabeth.oneill@wbd-us.com
Womble Bond Dickinson (US) LLP
1221 Main Street, Suite 1600
Columbia, SC 29201
(803) 454-6504

Mary Beth Forshaw – mforshaw@stblaw.com
Andrew T. Frankel – afrankel@stblaw.com
Simpson Thacher & Bartlett LLP
425 Lexington Avenue
New York, NY 10017
(212) 455-2000
Admitted Pro Hac Vice

Attorneys for Appellant United States Fidelity and Guaranty Company

s/ Shanon N. Peake
G. Murrell Smith, Jr. (S.C. Bar # 66263)
Jonathan M. Robinson (S.C. Bar # 68285)
Shanon N. Peake (S.C. Bar #102723)
Smith Robinson Holler DuBose and Morgan, LLC
2530 Devine Street, Third Floor
Columbia, South Carolina 29205
(803) 254-5445

Attorneys for Respondents

June 22, 2021.

From: [Shanon Peake](#)
To: [Carroll, Todd](#); [O'Neill, Elizabeth](#); [Forshaw, Mary Beth](#); [Frankel, Andy T](#)
Cc: [Jon Robinson](#); [Murrell Smith](#); [Jescelyn Spitz](#); [Dot Faulkenberry](#); [Lindsay Valek](#)
Subject: Appellate Case No. 2020-001437
Date: Tuesday, June 22, 2021 5:11:00 PM
Attachments: [Motion for Extension of Time \(2nd\), 4.pdf](#)
[POS - Mtn Ext Time, 4.pdf](#)

Good Afternoon,

Please find attached a Motion for Extension of Time that we are filing with the Court of Appeals today, served on you pursuant to subsection (g)(3) of the Supreme Court's Order on the Operation of the Appellate Courts During the Coronavirus Emergency.

Thank you,
Shanon

SMITH ROBINSON

Forward thinking. Results driven.

Smith Robinson Holler DuBose and Morgan, LLC

www.SmithRobinsonLaw.com

Shanon Peake

Attorney at Law

E: shanonp@smithrobinsonlaw.com **Columbia Office**
P: 803.254.5445 2530 Devine Street
D: 803.704.1102 Columbia, SC 29205
F: 803.254.5007

CONFIDENTIALITY NOTICE: The information transmitted, including any attachments, is intended only for the person or entity to which it is addressed and may contain confidential and/or privileged material. Any review, retransmission, dissemination or other use of, or taking of any action in reliance upon, this information by persons or entities other than the intended recipient is prohibited. If you received this in error, please contact the sender and delete the material from any computer. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.