

BUTLER, MEANS, EVINS & BROWNE, P.A.
ATTORNEYS AT LAW

P.O. DRAWER 451
SPARTANBURG, SOUTH CAROLINA 29304
TELEPHONE (864) 582-5630
FACSIMILE (864) 585-2034
EMAIL: scase@butlermeans.com
stanleytcase@att.net

RECEIVED
Jul 30 2021
SC Court of Appeals

July 30, 2021

Via US Mail and E-mail

siritchie@sccourts.org

ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings

Clerk of Court

South Carolina Court of Appeals

P.O. Box 11629

Columbia, SC 29211

Re: William Tomz v. Capital Investment (5)

Appellate Case No. 2021-000341

Dear Ms. Kitchings:

Thank you for your letter, which was e-mailed July 20, 2021, in which you advised that the Notice of Appeal filed by Arthur Field and the Notice of Appeal filed by Kathryn Taillon in the above referenced matter(s) do not reflect that Capital Investment Funding is a Respondent in this appeal.

Mr. Brandt and I have requested that the Attorneys for each Appellant consent to an Order amending the caption to properly reflect all of the parties. Capital Investment Funding LLC, By and Through its Receiver, Jerry T. Saad, should be included in the caption in both appeals as a Defendant in the case and as a Respondent in this Appeal.

The Honorable Jenny Abbott Kitchings

July 30, 2021

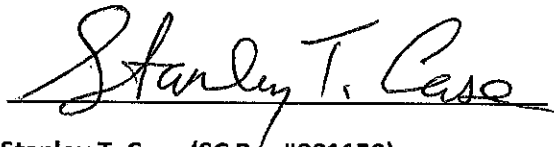
Page 2

We do not anticipate that there will be an objection to the entry of a consent order to amend the caption to properly reflect all the parties. However, as we await the consent of the Appellants' respective attorneys, I am, on behalf of the Respondents, William F. Tomz and Francis W. Tomz, Individually and as Class Representatives, hereby requesting an automatic extension of 30 days to file a Brief and a Designation of Additional Matters on behalf of my clients, which would set a filing date of September 1, 2021 for the filings.

If we are unable to obtain the amendment of the caption by Consent Order, Mr. Brandt and I will file a formal motion with the Court to accomplish the amendment of the caption and schedule an appropriate time for the filing of the Brief of the Respondents and the Designation of Additional Matter.

Thank you for your attention to this matter. Should you have any questions, please do not hesitate to call me.

Very truly yours,

A handwritten signature in black ink that reads "Stanley T. Case". The signature is written in a cursive style with a horizontal line underneath the name.

Stanley T. Case (SC Bar #001158)

Butler, Means, Evins & Browne, P.A.

Attorney for Respondents, William F. Tomz

and Frances W. Tomz, individually and as

Class Representatives

Cell Phone Number : 864-590-2215

cc. gbrandt@hbvlaw.com

micah@caskeylawfirm.com

jeff@dunleavylaw.com