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Sep 07 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Orangeburg County
Judge James B. Jackson, Jr., Master in Equity

Appellate Case No. 2021-000787

Lyle Wilson Fairey, Jr.,

Appellant.

v.

Joy A. Gillespie, as Personal Representative of the
Estate of Martha Ann Fairey Gillespie,

Respondent,

MOTION FOR EXTENSION OF TIME TO FILE
AND SERVE INITIAL BRIEF AND DESIGNATION
OF MATTERS TO BE INCLUDED IN RECORD ON APPEAL

Now comes Appellant, Lyle Wilson Fairey, Jr., by and through the undersigned attorney requesting an extension of the time to file the Initial Brief and Designation of Matters to be Included in the Record on Appeal. The grounds for the Motion are as follows:

1) The trial transcript in the above captioned matter was received from the Court Reporter via email on August 6, 2021. Therefore the initial Brief and Designation of Matters to be Included in the Record on Appeal is required to be filed no later than September 7, 2021.

2) Due to professional obligations of counsel and staff in counsel's office being out due to illness, counsel has been unable to finalize the Initial Brief and Designation of Matters in a timely manner. Counsel respectfully requests an extension until and including September 27, 2021, to file and serve the Initial Brief and Designation of Matters to be Included in the Record on Appeal.

3) Appellant has consulted with counsel for Respondent prior to filing this Motion, and Respondent has consented to the extension of time.

WHEREFORE, for the reasons stated above, Appellant requests an order allowing him to file and serve the Initial Brief and Designation of Matters be Included in the Record on Appeal not later than September 27, 2021.

September 7, 2021

Orangeburg, SC

s/Russell A. Blanchard IV

Russell A. Blanchard IV, SC Bar No. 76369

Williams & Williams

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Attorney for Appellant

Other Counsel of Record:

Robert F. McCurry

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Attorney for Respondent

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PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time to File and Serve Initial Brief and Designation of Matters to be Included in Record on Appeal on Joy A. Gillespie, as Personal Representative of the Estate of Martha Ann Fairey Gillespie, Respondent, by emailing her attorney of record, Robert F. McCurry, Jr., of Horger Barnwell & Reid, LLP, at his AIS email address (rfmccurry@hbrllp.com) in compliance with The Supreme Court of South Carolina's Amended Order 2020-05-29-02 RE: Operation of the Appellate Courts during the Coronavirus Emergency (As Amended May 29, 2020).

September 7, 2021

Orangeburg, SC

s/Russell A. Blanchard IV

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Attorney for Respondent