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**Sep 13 2021**  
**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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

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Appellate Case No. 2021-000365  
Civil Action No. 2019-CP-23-00998

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McMillan Pazdan Smith, LLC,..... Respondent,

v.

Donza H. Mattison,..... Appellant.

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**RESPONDENT’S SECOND MOTION  
FOR AN EXTENSION OF TIME**

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Pursuant to Rules 208(a)(2), 240(a) and 263(b), SCACR, Respondent McMillan Pazdan Smith, LLC, respectfully requests a 30-day extension of time in which to file its Initial Brief and Designation of Matter. This request is necessitated because Respondent’s counsels’ other case demands and filing deadlines will not allow them to complete the Initial Brief and Designation of Matter within the current deadline. Currently, these items are due on September 20, 2021. With the additional 30-day extension, they will be due on **October 20, 2021**. This is Respondents’ second request for an extension of time in this matter, and the requested extension will not prejudice any party.

*[SIGNATURE PAGE ATTACHED]*

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

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

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*Attorneys for Respondent McMillan Pazdan Smith, LLC*

September 13, 2021  
Greenville, South Carolina

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**PROOF OF SERVICE**

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Pursuant to Rule 262(c)(3), SCACR, and the Supreme Court's Order dated August 25, 2021, undersigned counsel hereby certifies I have served a copy of Respondent's 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 E. Coleman

*Counsel for Respondent McMillan Pazdan Smith, LLC*

September 13, 2021  
Greenville, South Carolina

## Miles Coleman

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**From:** Miles Coleman  
**Sent:** Monday, September 13, 2021 4:36 PM  
**To:** drothstein@rothsteinlawfirm.com  
**Cc:** Sam Outten; Matt Bogan (matt.bogan@nelsonmullins.com); tkeim@fordharrison.com  
**Subject:** MPS v. Mattison -- Respondent's 2d Mot. for Ext. of Time  
**Attachments:** 2021.9.13 -- MPS v. Mattison -- 2d Mot. for Ext. of Time.pdf

David, please find attached for electronic service a PDF copy of the Motion for a Second Extension of Time that we'll be filing momentarily with the Court of Appeals.

Miles



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MILES COLEMAN [PARTNER](#)

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September 13, 2021

**Via electronic and postal mail**

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

**RECEIVED**  
**Sep 13 2021**  
**SC Court of Appeals**

RE: Second Motion for Extension of Time  
*McMillan Pazdan Smith, LLC v. Donza H. Mattison*  
Appellate Case No. 2021-00365  
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 Respondent's Second Motion for an Extension of Time in which to file its 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.

In addition to the documents filed electronically, hard copies of these documents have been placed in the mail to you, along with a Firm check in the amount of \$50 as the filing fee. Please do not hesitate to contact us with any questions.

Very truly yours,



Miles E. Coleman  
*Counsel for Respondent*

CC: (by electronic mail only)  
Sam Outten, Esq.  
A. Mattision Bogan, Esq.  
Thomas Keim, Esq.  
David Rothstein, Esq.