

RECEIVED

Sep 16 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

The Honorable James E. Chellis
Dorchester County Master-in-Equity

APELLATE CASE NO. 2020-001168

NCP PILIGRIM, LLC, Respondent,

v.

MARY LOU CERCOPELY, DAVID S. CLANCY, SOUTH CAROLINA FEDERAL
CREDIIT UNION, SOUTHCOAST COMMUNITY BANK, JOAN GEANURACOS and
DAVID SEAN CLANCY,

of whom MARY LOU CERCOPELY, DAVID S. CLANCY
and DAVID SEAN CLANCY are the Appellants.

**APPELLANTS’ MOTION TO RETROACTIVELY EXTEND TIME TO FILE
FINAL BRIEFS AFTER DEADLINE ESTABLISHED BY RULE 211(a)**

The Appellants Mary Lou Cercopely, David S. Clancy and David Sean Clancy (“Appellants”), by and through the undersigned attorneys and pursuant to Rule 240 of the South Carolina Appellate Court Rules (“SCACR”) hereby move for approval to file retroactively their Final Briefs in the above-case after the deadline imposed by Rule 211, South Carolina Appellate Court Rules. The undersigned counsel incorrectly believed that he had filed a motion for an extension and then was negotiating with Respondent’s counsel to resolve the appeal when Respondent’s counsel moved to dismiss; final briefs were filed the day after receipt of the motion.

Counsel for the undersigned is aware of no prejudice to the Respondent based on Appellant counsel's error.

Respectfully submitted,

s Robert B. Varnado

Robert B. Varnado (S.C. Bar # 0007850)
VARNADO LAW FIRM, LLC
36 Broad Street, Suite 200
Charleston, South Carolina 29401
(843) 737-7301
Attorneys for Appellants

September 16, 2021
Charleston, South Carolina

RECEIVED

Sep 16 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

The Honorable James E. Chellis
Dorchester County Master-in-Equity

APELLATE CASE NO. 2020-001168

NCP PILIGRIM, LLC, Respondent,

v.

MARY LOU CERCOPELY, DAVID S. CLANCY, SOUTH CAROLINA FEDERAL
CREDIIT UNION, SOUTHCOAST COMMUNITY BANK, JOAN GEANURACOS and
DAVID SEAN CLANCY,

of whom MARY LOU CERCOPELY, DAVID S. CLANCY
and DAVID SEAN CLANCY are the Appellants.

CERTIFICATE OF SERVICE

/

The undersigned hereby certifies that their *Appellants' Motion to Retroactively Extend Time to Final Briefs After Deadline Established by Rule 211(a)* in the above referenced case has been served upon counsel of record by mailing a copy in an envelope properly addressed with postage prepaid on this day to the following or via e-mail if so indicated

Russell P. Patterson, Esquire
Lauren P. Williams, Esquire
Russell P. Patterson P. A.
P. O. Box 8047
Hilton Head Island, SC 29938
Attorneys for Respondent

VIA EMAIL

(signature on following page)

/s Robert B. Varnado

Robert B. Varnado (S.C. Bar # 0007850)
VARNADO LAW FIRM, LLC
36 Broad Street, Suite 200
Charleston, South Carolina 29401
(843) 737-7301
Attorneys for Appellants

September 16, 2021
Charleston, South Carolina

VARNADO LAW FIRM LLC

ROBERT B. VARNADO
ATTORNEY AT LAW
36 BROAD STREET, SUITE 200
CHARLESTON, SC 29401
DIRECT: (843) 737-7301
FACSIMILE: (843) 577-4550
rvarnado@varnado-law.com

September 16, 2021

RECEIVED

Sep 16 2021

SC Court of Appeals

VIA U.S. MAIL

The Honorable V. Claire Allen
Deputy Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: *Appeal: Mary Lou Cercopely et al v. NCP Pilgrim, LLC*
Appellate Case No.: 2020-001168
Our File No. 6305

Dear Ms. Allen:

Please find the *Appellants' Motion to Retroactively Extend Time to Final Briefs After Deadline Established by Rule 211(a)*.

Please find my firm's check for \$50.00 for the motion by letter to your attention.

With best regards, I remain

Very truly yours,

BROWN AND VARNADO LLC

/s Robert B. Varnado

Robert B. Varnado

RBV

cc: Lauren Williams, Esquire