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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-40-06243

Appellate Case No. 2021-000648

Peter D. Protopapas, as Receiver for Starr Davis Company, Inc. and Starr Davis Company of South Carolina, Inc., Respondents,

v.

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and Surety Company; The Standard Fire Insurance Company; St. Paul Fire and Marine Insurance Company; The Employers' Fire Insurance Company; Southeastern Agency Group and M.I.A. Company, Inc. individually and as successors to or f/k/a Merrimon Insurance Agency, Inc.; Robert E. Aspray; Nell Ashworth, individually and as personal representative of the Estate of Robert J. Ashworth; Betty C. D'Amico, individually and as Executor of the Estate of Julian D'Amico, Jr.; Kayla Keith, individually and as the personal representative of the Estate of Jerry W. Archer, Sr.; Richard L. Knight II, as personal representative of the Estate of Teddy L. Knight, Sr., and Linda Knight, individually; David D. Rollins; James W. Smith and Frances R. Smith; and Linda J. White, individually and as personal representative of the Estate of Lubert R. White, Jr.,
Defendants,

of which

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and Surety Company and The Standard Fire Insurance Company are the Appellants.

MOTION FOR EXTENSION OF TIME

Respondents Starr Davis Company, Inc. and Starr Davis Company of South Carolina, Inc., by and through their Receiver, Peter D. Protopapas; and Peter D. Protopapas, in his capacity as Receiver for Starr Davis Company, Inc. and Starr Davis Company of South Carolina, Inc., (collectively, “Starr Davis”) respectfully request a ten-day extension of time to file their Return to Appellants’ Motion to Strike. The current deadline for Starr Davis’s Return is December 6, 2021. With a ten-day extension, the new deadline for Starr Davis’s Return would be December 16, 2021. Starr Davis requests this extension because of professional obligations of counsel. This is Starr Davis’s second request for an extension of these deadlines. Counsel for Appellants has consented to this extension. Starr Davis requests that the current deadline be held in abeyance until this Court issues an order on this motion.

Respectfully submitted,

s/ Shanon N. Peake

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

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Columbia, South Carolina 29205

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ATTORNEYS FOR RESPONDENTS

December 1, 2021

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Defendants,

of which

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and Surety Company and The Standard Fire Insurance Company are the Appellants.

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 1st day of December, 2021, by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System pursuant to Rule 262 of the South Carolina Appellate Court Rules. Pursuant to subsection (d)(3) of the South Carolina Supreme Court's August 25, 2021 Order, service on the attorneys admitted pro hac vice is accomplished by service on the associated South Carolina lawyer. (Appellate Case No. 2020-000447).

Counsel Served:

E-Mail

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(202) 429-3000

Attorneys for Appellants

Travelers Casualty and Surety Company f/k/a The Aetna Casualty and
Surety Company and The Standard Fire Insurance Company

(Signature page follows)

Respectfully submitted,

s/ Shanon N. Peake

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ATTORNEYS FOR RESPONDENTS

December 1, 2021

From: [Shanon Peake](#)
To: ["Carroll, Todd"](#); ["O'Neill, Elizabeth"](#); ["Lee, Harry"](#)
Cc: [Jon Robinson](#); [Murrell Smith](#); [Dot Faulkenberry](#)
Subject: Appellate Case No. 2021-000648 - Starr Davis v. Travelers
Date: Wednesday, December 1, 2021 3:46:00 PM
Attachments: [Mtn Ext Time 2nd \(Return\), 2.pdf](#)
[POS - Mtn Ext Time 2nd \(Return\), 2.pdf](#)

All,

Thank you for consenting to our request for an extension to file our Return to the Motion to Strike. Attached for service is a copy of the Motion and Proof of Service that we are filing with the Court of Appeals today.

Thanks,
Shanon

SMITH ROBINSON
Forward thinking. Results driven.
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