



THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM HORRY COUNTY  
Court of Common Pleas

Honorable William H. Seals, Jr., Circuit Court Judge

Appellate Case No. 2018-002009  
Case No. 2015-CP-26-05573

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K.A. Diehl and Associates, Inc.,

Respondent,

v.

James Perkins, Colleen Franke a/k/a Colleen Franke Perkins,  
Mark Dos Santos, William Moore, Steven Dame  
and Errol Dos Santos,

Defendants,

Of whom Mark Dos Santos is the

Appellant.

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**MOTION FOR EXTENSION OF TIME TO FILE/SERVE REPLY**

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Respondent K.A. Diehl and Associates, Inc. (hereinafter “K.A. Diehl”) respectfully requests a fifteen (15) day extension of time within which to file its Reply Brief. K.A. Diehl filed its Motion to Dismiss the Appeal on November 15, 2021. After receiving two extensions, Appellant Mark Dos Santos served his Return Brief on the final deadline of December 15, 2021 at 11:56 p.m. Pursuant to Rule 240(f), SCACR, the moving party has five (5) days from the date of service of the Return to file its Reply, making the deadline Monday, December 20, 2021.

The undersigned submits its first request for an extension of fifteen (15) days from the date of service, making the proposed deadline Thursday, December 30, 2021 due to the upcoming holidays, travel plans, and deadlines in other cases. The undersigned has consulted with Appellant's counsel who did not respond to Respondent's request for consent.

Respectfully submitted,

**BURR & FORMAN LLP**

s/Alicia E. Thompson

Alicia E. Thompson, SC Bar #77056  
Henrietta U. Golding, SC Bar #2173  
2411 N. Oak Street, Suite 206 (29577)  
Post Office Box 336  
Myrtle Beach, SC 29578-0336  
Ph: 843.444.1107  
Fax: 843.443.9137  
Email: athompson@burr.com  
hgolding@burr.com

*Attorneys for the Respondent*

Myrtle Beach, South Carolina

December 17, 2021

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**Dec 17 2021**

**SC Court of Appeals**

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and Errol Dos Santos,

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Of whom Mark Dos Santos is the

Appellant.

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**PROOF OF SERVICE**

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BURR & FORMAN LLP  
Alicia E. Thompson, SC Bar #77056  
Henrietta U. Golding, SC Bar #2173  
2411 N. Oak Street, Suite 206 (29577)  
Post Office Box 336  
Myrtle Beach, SC 29578-0336  
Ph: 843.444.1107  
Fax: 843.443.9137  
Email: [athompson@burr.com](mailto:athompson@burr.com)  
[hgolding@burr.com](mailto:hgolding@burr.com)

*Attorneys for the Respondent*

I, Alicia E. Thompson, of Burr & Forman LLP, attorney for the Respondent, hereby certify that the foregoing **MOTION FOR EXTENSION OF TIME TO FILE/SERVE REPLY** was served on Appellant on December 17, 2021, via email (see attached), to counsel of Record for Appellant:

Russell G. Hines, Esquire  
D. Jay Davis, Jr., Esquire  
Clement Rivers, LLP  
Post Office Box 993  
Charleston, SC 29401  
Email: [rhines@ycrllaw.com](mailto:rhines@ycrllaw.com)  
[jdavis@ycrllaw.com](mailto:jdavis@ycrllaw.com)

Respectfully submitted,

BURR & FORMAN LLP

By: s/Alicia E. Thompson  
Alicia E. Thompson, SC Bar #77056  
Henrietta U. Golding, SC Bar #2173

*Attorneys for the Respondent*

Myrtle Beach, South Carolina

December 17, 2021

## Evans, Sheila

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**From:** Evans, Sheila  
**Sent:** Friday, December 17, 2021 5:21 PM  
**To:** Hines, Russell  
**Cc:** jdavis@ycrlaw.com; pbell@ycrlaw.com; Golding, Henrietta; Voegel, Taylor; Thompson, Alicia  
**Subject:** K.A. Diehl v. Perkins; Appellate Case No. 2018-002009/2063741.0000002  
**Attachments:** MET to File-Serve Reply.pdf

Good Morning Mr. Hines,

Attached please find the following documents:

1. Copy of letter to the Court of Appeals of today's date.
2. Motion for Extension of Time to File/Serve Reply.
3. Proof of Service.

Sheila

**Dec 17 2021**

**SC Court of Appeals**

Alicia E. Thompson  
athompson@burr.com  
Direct Dial: (843) 443-3058  
Direct Fax: (843) 946-5972

Founders Centre  
2411 Oak Street  
Suite 206  
Myrtle Beach, SC 29577

*Mailing Address*  
Post Office Box 336  
Myrtle Beach, SC 29578

*Office* (843) 444-1107  
*Fax* (843) 444-4729

BURR.COM

December 17, 2021

**VIA EMAIL: ctappfilings@sccourts.org**

Jenny Abbott Kitchings, Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

**Re: K.A. Diehl and Associates, Inc. v. James Perkins, Colleen Franke a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Danne, and Errol Dos Santos, of Whom Mark Dos Santos is the Appellant**  
**Appellate Case No. 2018-002009**  
**Case No. 2015-CP-26-05573**  
**Our Client Matter No. 2063741.0000002**

Dear Ms. Kitchings:

Please find attached for filing Respondent's Motion for Extension to Time to File/Serve Reply and Proof of Service, with regard to the above referenced appeal. This Motion is being filed via electronic mail, and the filing fee of \$50.00 is being placed in the mail. Should you have any questions, please do not hesitate to contact me.

Very truly yours,

Burr & Forman LLP



Alicia E. Thompson

AET/se  
Attachments

Jenny Abbott Kitchings, Clerk of Court

December 17, 2021

Page 2

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cc: Client (*via email only*)  
Russell G. Hines, Esquire (*via email only*)  
D. Jay Davis, Jr., Esquire (*via email only*)