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**Feb 07 2022**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Master-in-Equity

Joseph M. Strickland, Master in Equity

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Case No. 2019-CP-40-5698  
Appellate Case No. 2021-001219

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First Citizens Bank and Trust  
Company, Inc,

Respondent,

v.

Justin K. Spires, Timothy J.  
Spires, Sr. South Carolina  
Department of Probation,  
Parole and Pardon Services  
and Warren B. Giese as  
Solicitor,

Of who, Justin K. Spires and  
Timothy J. Spires are the

Appellants.

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Motion for Extension of Time to Serve and File Initial Brief and Designation of  
Matter to be Included in Record on Appeal

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Appellants hereby move pursuant to Rule 263(b) SCACR for a 30-day extension of the time in which to serve and file their Initial Brief and Designation of Matter. The grounds for this motion are that there is good cause to grant the requested extension, as following:

1. Appellants' initial brief and designation of matter are due Monday, February 7, 2022. If this request for an extension is granted, this initial brief and designation of matter to be included in the record on appeal will be due on March 9th, 2022.

2. This is the first extension of time sought for this deadline.
3. The undersigned counsel, in addition to his ordinary work schedule, has also had a number of personal matters that have required his attention lately. This has interfered with his ability to spend the time needed to review the record and draft the brief.
4. Appellant believes there is good cause to grant this extension.
5. The undersigned has served this document on opposing counsel by email to registered AIS email address on the date given below.

WHEREFORE, Appellants pray for an order extending the time in which to serve and file their initial brief and designation of matter to be included in the record on appeal by 30 days, to March 9, 2022.

February 7, 2022

/s/Shawn M. French, Sr.  
Shawn M. French, Sr.  
1476 Ben Sawyer Blvd, Ste. 3  
Mount Pleasant, SC 29464  
(ph) 843-606-6440  
shawn@thefrenchlawfirm.com  
Attorney for Appellants

Other Counsel of Record:  
Theodore von Keller  
PO Box 4216  
Columbia, SC 29240



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FEBRUARY 7, 2022

**VIA EMAIL**

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

RE: First Citizens Bank and Trust, Inc. v. Justin K. Spires, et al.  
Appellate Case No.: 2021-001219

To Whom It May Concern,

Please find attached the Motion for Extension in this matter. The \$50.00 filing fee is being sent via US Mail.

If you have any questions, you can contact me at the above number.

Sincerely,

Shawn M. French

Cc File  
Ted von Keller (email)