

MOTION TO FILE FINAL BRIEF OF RESPONDENT

RECEIVED

DEC 20 2021

OUT OF TIME

SC Court of Appeals

Now comes the Respondent, Unifund CCR, LLC, by and through its undersigned attorney, and respectfully moves the Court, pursuant to Rule 263(b), of the South Carolina Rules of Appellate Procedures, for an extension of time to allow the Respondent to file its Final Brief in this matter and shows unto the Court as follows:

1. In accordance with the provisions of Rule 211 of the South Carolina Rules of Appellate Procedures, within twenty (20) days of the service of the Record on Appeal, each party shall serve a copy of its final brief upon the other party to the appeal.

2. On or about September 15, 2021, the Appellant served her Motion to File Record on Appeal on the Plaintiff. The Appellant had attached the Record on Appeal to her Motion to File.

3. The Respondent interpreted this Motion to File the Record on Appeal to be simply a Motion made upon the Court for allowance to file the Record on Appeal and not the actual filing of the Appellant's Record on Appeal. Therefore, the Respondent waited for an Order from the Court allowing the Appellant to File the Record on Appeal, instead of proceeding with the filing of the Respondent's Final Brief in this matter.

4. As the Appellant has failed to serve her Final Brief upon the Respondent, it would not unduly prejudice the Appellant to allow the Respondent to file its Final Brief with the Court and it would be in the interests of justice to allow this matter to proceed on its own merit.

WHEREFORE, the Respondent respectfully moves the Court, in accordance with Rule 263(b) and Rule 211 of the South Carolina Rules of Appellate Procedures, to allow the Respondent

to file its Final Brief in this matter.

This the 24 day of November, 2021.

SESSOMS & ROGERS, P.A.

By: 

Wesley D. Dail (S.C. Bar No. 100355)  
Attorney for the Respondent  
P.O. Box 110564  
Durham, North Carolina 27709  
Telephone: (919) 688-1000  
Facsimile: (919) 688-9000  
Email: [consumerinquiries@sessomslaw.com](mailto:consumerinquiries@sessomslaw.com)

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM ABBEVILLE COUNTY

Court of Common Pleas

Donald B. Hocker, Circuit Court Judge

RECEIVED

DEC 20 2021

SC Court of Appeals

Case No. 2021-000142

Unifund CCR, LLC,

Respondent,

v.


Shonda L. Wade,

Appellant,

This is to certify that, pursuant to Rule 5 of South Carolina Civil Procedure, the Plaintiff's Motion to File Final Brief of Respondent and Final Brief of Respondent, was this day served upon the Defendant in this action by mailing a copy, postage prepaid, to the Defendant, at the Defendant's address as follows:

Shonda L. Wade  
17 Carver Street Ext.  
Due West, South Carolina 29639

This the 24 day of November, 2021.



Wesley D. Dail  
S.C. Bar No. 100355  
P.O. Box 1110564  
Durham, North Carolina 27709  
(919) 688-1000  
Attorney for Respondent