

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

68168

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
The Honorable Carmen T. Mullen,
Circuit Court Judge

Civil Action No. 2010-CP-07-2407

Bank of America, N.A.,.....Respondent,

versus

Jerry C. Wardlaw Construction of South Carolina, Inc.;
Jerry C. Wardlaw Construction, Inc.;
Wardlaw Construction of Effingham, LLC;
JCW Construction, LLC; Jerry C. Wardlaw; Jack Wardlaw;
New Riverside Association, Inc.; and Midpoint at New Riverside
Homeowners Association, Inc.,.....Defendants,

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SC Court of Appeals

Of whom

Jerry C. Wardlaw Construction of South Carolina, Inc.;
Jerry C. Wardlaw Construction, Inc.;
Wardlaw Construction of Effingham, LLC;
JCW Construction, LLC; Jerry C. Wardlaw; Jack Wardlaw
are the.....Appellants.

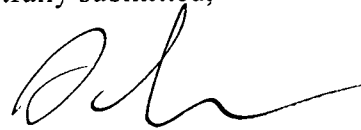
MOTION FOR EXTENSION OF TIME

Robert C. Byrd
Frank B. Ulmer
PARKER POE ADAMS & BERNSTEIN LLP
200 Meeting Street, Suite 301
Charleston, SC 29401
Phone: (843) 727-2650
Attorneys for Respondent

Respondent, Bank of America, N.A., respectfully requests an additional thirty (30) days, to May 27, 2013, in which to file and serve its Initial Brief and Designation of Matter to be Included in the Record of Appeal (the "Initial Brief"). Respondent's Initial Brief was originally due by April 26, 2013. This request is made under Rule 240, SCACR. Respondent's first request for an extension of time is made because of counsels' workload and schedule. Counsel for Appellants consents to Respondent's requested extension.

This motion is being mailed to the Court via U.S. Mail, postage prepaid and sent by U.S. Mail to all parties. The \$25.00 filing fee is attached hereto.

Respectfully submitted,



Robert C. Byrd
Frank B. Ulmer
PARKER POE ADAMS & BERNSTEIN LLP
200 Meeting Street, Suite 301
Charleston, SC 29401
Phone: (843) 727-2650

Attorneys for Respondent

THE STATE OF SOUTH CAROLINA
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Homeowners Association, Inc.,.....Defendants,

Of whom

Jerry C. Wardlaw Construction of South Carolina, Inc.;
Jerry C. Wardlaw Construction, Inc.;
Wardlaw Construction of Effingham, LLC;
JCW Construction, LLC; Jerry C. Wardlaw; Jack Wardlaw
are the.....Appellants.

PROOF OF SERVICE

The undersigned hereby certifies that on April 22, 2013, the foregoing **MOTION FOR EXTENSION OF TIME** was served on all counsel of record addressed as follows:

Joshua D. Walker
JOSHUA D. WALKER, P.C.
123 West Oglethorpe Avenue
Savannah, GA 31401
Phone: (912) 232-0101
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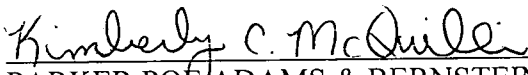
*Attorney for Defendants Jerry C. Wardlaw
Construction of South Carolina, Inc.; Jerry
C. Wardlaw Construction, Inc.; Wardlaw
Construction of Effingham, LLC; JCW
Construction, LLC; Jerry C. Wardlaw;
Jack Wardlaw; and Midpoint at New
Riverside Homeowners Association, Inc.*

Served via U.S. Mail

Wm. Weston J. Newton
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*Attorneys for Defendant New Riverside
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Served via U.S. Mail


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Charleston, SC
Charlotte, NC
Columbia, SC
Raleigh, NC
Spartanburg, SC

April 22, 2013

Via U.S. Mail

The Honorable Jenny Abbott Kitchings
Clerk of Court
S.C. Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: Bank of America, N.A. v. Jerry C. Wardlaw Construction of South Carolina, Inc., et al.
Case No. 2010-CP-07-2407
Appellate Case No. 2011-196888

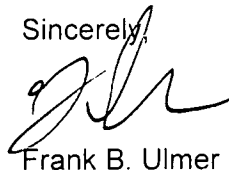
Dear Ms. Kitchings:

Enclosed herewith please find the original and six (6) copies of the *Motion for Extension of Time* in connection with the above-referenced matter. Also enclosed is this firm's check in the amount of \$25.00.

Please file the documents and return a filed-stamped copy to me in the enclosed self-addressed stamped envelope. Please do not hesitate to contact me if you have any questions. By copy of this letter, we are serving same on all counsel of record.

With best regards, I am

Sincerely,



Frank B. Ulmer

FBU:kcm
Enclosures

cc: Joshua D. Walker, Esq. (Via U.S. Mail)
Wm. Weston J. Newton, Esq. (Via U.S. Mail)

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