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May 13, 2013

**RECEIVED**

MAY 13 2013

**S.C. Supreme Court**

**VIA HAND DELIVERY**

Honorable Daniel E. Shearouse  
Clerk of Court, South Carolina  
Supreme Court  
Supreme Court Building  
1231 Gervais Street  
Columbia, SC 29201

Re: *Diane Kirven, on behalf of herself and all others similarly situated, v. Central States Health & Life Company of Omaha, et al.*  
Appellate Case No.: 2013-000273  
GWB No.: 7009-1

Dear Mr. Shearouse:

Please find enclosed the original and eight (8) copies of Defendants' Motion for Extension of Time to File Defendants' Final Brief Regarding Certified Questions in the above-referenced case. I am also enclosing the \$25.00 fee for filing this Motion. Please file these documents and return a clocked copy to this office via our courier.

By copy of this letter, and as evidenced on the attached Proof of Service, I am serving counsel of record with the same.

With kind regards, I am

Very truly yours,

Laura W. Jordan  
Direct Dial: 803-724-1710  
E-Mail: [ljordan@gwblawfirm.com](mailto:ljordan@gwblawfirm.com)

LWJ/sm

Enclosures

cc: Richard A. Harpootlian  
Graham L. Newman  
Tobias G. Ward, Jr.

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

**RECEIVED**

CERTIFICATION OF QUESTIONS OF LAW FROM  
DISTRICT OF SOUTH CAROLINA

MAY 13 2013

By Order of The Honorable Margaret B. Seymour, **S.C. Supreme Court**  
District Court Judge for the District of South Carolina

Appellate Case No: 2013-000273

Diane Kirven, on behalf of herself and all others similarly situated, ..... Plaintiff,

v.

Central States Health & Life Company of Omaha and Philadelphia  
American Life Insurance Company ..... Defendants.

MOTION FOR EXTENSION OF TIME TO FILE  
DEFENDANTS' FINAL BRIEF  
REGARDING CERTIFIED QUESTIONS

Plaintiff's Final Brief Regarding Certified Questions was filed with this Court on April 16, 2013. Pursuant to Rule 244(d), SCACR, Defendants' Final Brief Regarding Certified Questions is due to be filed on May 16, 2013.

Defendants respectfully request a twenty-one (21) day extension of time in which to file and serve their Final Brief Regarding Certified Questions, which would establish June 6, 2013 as the new deadline.

The undersigned counsel for Defendants has communicated with counsel for

Plaintiff, and Plaintiff's counsel consents to Defendants' request for this extension.

Respectfully submitted,

May 13, 2013

By: \_\_\_\_\_

John T. Lay

Laura W. Jordan

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ATTORNEYS FOR DEFENDANTS

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

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**S.C. Supreme Court**

Appellate Case No: 2013-000273

Diane Kirven, on behalf of herself and all others similarly situated, ..... Plaintiff,

v.

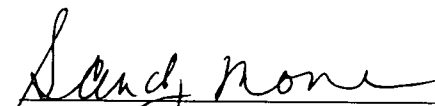
Central States Health & Life Company of Omaha and Philadelphia  
American Life Insurance Company ..... Defendants.

PROOF OF SERVICE

I, Sandy Moore, the undersigned employee of Gallivan, White & Boyd, P.A., attorneys for the Defendants, do hereby certify that I have served a copy of the foregoing **Motion for Extension of Time**, in connection with the above-referenced case by mailing a copy of the same on May 13, 2013, by United States Mail, postage prepaid, to the following address:

Richard A. Harpootlian  
Graham L. Newman  
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Columbia, South Carolina 29202

Tobias G. Ward, Jr.  
Tobias G. Ward, Jr., PA  
Post Office Box 6138  
Columbia, South Carolina 29206

  
Sandy Moore

May 13, 2013  
Columbia, South Carolina