

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

68303

APPEAL FROM KERSHAW COUNTY
Court of Common Pleas

George C. James, Jr., Circuit Judge

RECEIVED
MAY 07 2013
SC Court of Appeals

Appellate Case No. 2012-213309
Common Pleas Case No. 2010-CP-28-1197

U.S. Bank National Association Successor trustee to LaSalle Bank National Association, as trustee under the Pooling and Servicing Agreement, dated as of April 1, 2002, among Asset Backed Funding Corporation, Litton Loan Servicing LP and LaSalle Bank National Association, ABFC Asset Backed Certificates, Series 2002-SB-1,.....Respondent,

v.

Kelley Burr; FIA Card Services, N.A.; Discovery Bank, Issuer of the Discover Card; Unifund CCR Partners; Defendants,

Of Whom Kelley Burr is.....Appellant.

MOTION FOR EXTENSION OF TIME TO SERVE AND FILE
APPELLANT'S INITIAL BRIEF AND
DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

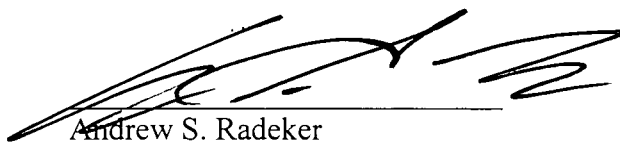
Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

Appellant hereby moves pursuant to Rule 263(b), SCACR, for a 30-day extension of the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case. The grounds for this motion are that there is good cause to grant the requested extension, as the following shows:

1. The current deadline for the service and filing of Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case is May 10, 2013.
2. Appellant's counsel has an initial brief due in another appeal tomorrow, May 8, and has plans to be on a family vacation May 10-14. With this plus the duties of his law practice, the undersigned will not have time to finish the initial brief in this case by the current deadline.
3. Opposing counsel consents to the requested extension.
4. Appellant's counsel does not anticipate seeking another extension of this deadline absent extraordinary circumstances.
5. Appellant's counsel believes there is good cause to grant the requested 30-day extension to June 10, 2013 (June 9 is a Sunday).

WHEREFORE Appellant prays for an Order extending the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal for an additional thirty days.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'A. S. Radeker', written over a horizontal line.

Andrew S. Radeker
Harrison & Radeker, P.A.
Post Office Box 50143
Columbia, South Carolina 29250
(803) 779-2211
Attorney for Appellant

May 7, 2013

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM KERSHAW COUNTY
Court of Common Pleas
George C. James, Jr., Circuit Judge

Appellate Case No. 2012-213309
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U.S. Bank National Association Successor trustee to LaSalle Bank National Association, as trustee under the Pooling and Servicing Agreement, dated as of April 1, 2002, among Asset Backed Funding Corporation, Litton Loan Servicing LP and LaSalle Bank National Association, ABFC Asset Backed Certificates, Series 2002-SB-1,.....Respondent,

v.

Kelley Burr; FIA Card Services, N.A.; Discovery Bank, Issuer of the Discover Card; Unifund CCR Partners; Defendants,

Of Whom Kelley Burr is.....Appellant.

PROOF OF SERVICE

I certify that I served the foregoing motion for extension of time on counsel for the Respondent by depositing a copy of it on the date shown below in the United States Mail, postage prepaid, addressed as follows:

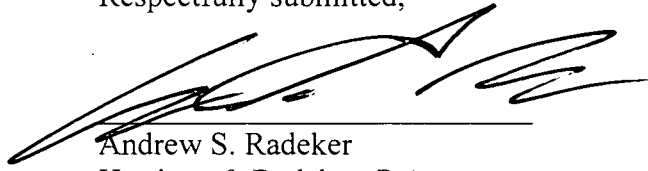
Carmen H. Thomas, Esq.
Nelson Mullins.Riley & Scarborough, LLP
P.O. Box 11070
Columbia, SC 29211-1070

Sean A. O'Connor, Esq.
Finkel Law Firm, LLC
P.O. Box 225
North Charleston, SC 29402

S. Anna Powers, Esq.
Baker, Donelson, Bearman, Caldwell & Berkowitz, PC
4268 I-55 North Meadowbrook Office Park
Jackson, MS 39211

May 7, 2013

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Andrew S. Radeker', is written over a horizontal line.

Andrew S. Radeker
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LAW OFFICES
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F. Casey D. Cornwell
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(803) 779-2211
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May 7, 2013

VIA HAND DELIVERY

The Hon. Jenny Abbott Kitchings
Clerk of Court, Court of Appeals of South Carolina
Edgar Brown Building
1205 Pendleton Street
Columbia, South Carolina 29201

RE: U.S. Bank, etc. v. Kelley Burr, et al.
Common Pleas Case No.: 2010-CP-28-1197
Appellate Case No. 2012-213309

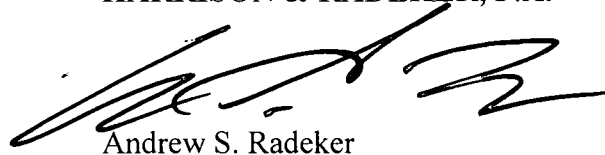
Dear Ms. Kitchings:

Enclosed herewith for filing in the above-referenced case are an original and seven copies of a motion for extension of time, with attached proof of service thereof. Also enclosed is this firm's check in the amount of \$25.00 as the motion fee.

Kindly file these documents and return a file-stamped copy thereof to the bearer of this letter. Of course, if you or your staff have any questions or concerns, please do not hesitate to contact me.

With kind regards, I am,

Very truly yours,
HARRISON & RADEKER, P.A.



Andrew S. Radeker

ASR/

Enclosures

cc: Carmen H. Thomas, Esq.
Sean A. O'Connor, Esq.
S. Anna Powers, Esq.

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MAY 07 2013

SC Court of Appeals