

No. 102A20-2

TWENTY-SIXTH DISTRICT

SUPREME COURT OF NORTH CAROLINA

CHESTER TAYLOR III, RONDA)	
and BRIAN WARLICK, LORI)	
MENDEZ, LORI MARTINEZ,)	
CRYSTAL PRICE, JEANETTE)	<u>From Mecklenburg County</u>
and ANDREW ALESHIRE,)	No. 18-CVS-8266
MARQUITA PERRY, WHITNEY)	
WHITESIDE, KIMBERLY)	
STEPHAN, KEITH PEACOCK,)	
ZELMON MCBRIDE,)	
)	
)	
Appellees,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	

Appellant.

MOTION FOR EXTENSION OF TIME

TO THE HONORABLE SUPREME COURT OF NORTH CAROLINA

Plaintiffs-Appellees Chester Taylor III, et al. (“Appellees”), by and through the undersigned counsel and pursuant to Rule 27(c) of the North Carolina Rules of Appellate Procedure, hereby move for a forty-five (45) day extension of time in which to file and serve their response

brief in this Court.

In support of their Motion, Appellees respectfully show the Court as follows:

1. Defendant-Appellant Bank of America, N.A. (“Appellant”) filed Defendant-Appellant’s New Brief on 10 January 2022.

2. Due to the heavy litigation practice of the undersigned counsel, limitations caused by the Covid-19 pandemic, and the subject matter and issues involved in Appellant’s Appeal, Appellees’ counsel will reasonably require additional time to respond to Defendant-Appellant’s New Brief.

3. The time for filing Appellees’ response brief has not expired and counsel for Appellant has consented to the requested extension.

WHEREFORE, Appellees respectfully request that the Court grant the requested relief and extend the time for filing Appellees’ response brief by a period of forty-five (45) days, through and including 26 March 2022.

This 26th day of January 2022.

ROBINSON ELLIOTT & SMITH

/s/ William C. Robinson
William C. Robinson
Attorney for Plaintiffs-Appellees
800 East Boulevard
Charlotte, North Carolina 28203
Telephone: (704) 343-0061
Facsimile: (704) 373-0290
N.C. Bar No. 17584
srobinson@reslawfirm.net

N.C. R. App. P. 33(b) Certification: I certify that all the attorneys listed below have authorized me to list their names on this document as if they had personally signed it.

Dorothy M. Gooding
N.C. Bar. No. 46058
ROBINSON ELLIOTT & SMITH
800 East Boulevard
Charlotte, North Carolina 28203
Telephone: (704) 343-0061
Facsimile: (704) 373-0290
dgooding@reslawfirm.net

CERTIFICATE OF SERVICE

This is to certify that the undersigned has this date served the foregoing Motion for Extension of Time upon all other parties to this cause as indicated below by mailing to the opposing party's counsel by depositing said document, enclosed in a post-paid, properly addressed wrapper in a post office or official depository under the exclusive care and custody of the United States Post Office for mailing via first class mail:

MCGUIREWOODS LLP

Bradley R. Kutrow
State Bar No. 13851
bkutrow@mcguirewoods.com
Carolina E. Keen
State Bar No. 50809
ckeen@mcguirewoods.com
(704) 343-2049
201 North Tryon Street, Ste. 3000
Charlotte, NC 28202

GOODWIN PROCTOR LLP

Keith E. Levenberg
kelevenberg@goodwinlaw.com
901 New York Avenue, N.W.
Washington, D.C. 20001
Admitted Pro Hac Vice
James McGarry
jmcgarry@goodwinlaw.com

100 Northern Avenue
Boston, MA 02210
Admitted Pro Hac Vice

This 26th day of January 2022.

/s/ William C. Robinson
William C. Robinson
Robinson Elliott & Smith