

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,)	
MARQUITA PERRY, WHITNEY)	
WHITESIDE, KIMBERLY)	
STEPHAN, KEITH PEACOCK,)	
ZELMON MCBRIDE,)	
)	
Plaintiffs,)	
)	
v.)	
)	
BANK OF AMERICA, N.A.,)	
)	
Defendant.)	

PLAINTIFFS-APPELLEES' SECOND MOTION FOR EXTENSION OF
TIME TO RESPOND TO DEFENDANT-APPELLANT'S NEW BRIEF

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 fourteen-day extension of time in which to file and serve their Response to Defendant-Appellant Bank of America, N.A.'s ("Appellant") New

Brief.

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

1. Appellant served its New Brief on 23 February 2023.
2. On 7 March 2023, Appellees filed their Motion for Extension of Time to File Brief, requesting an additional thirty (30) days within which to file their response brief.
3. With Appellant's consent, the Court extended Appellees' time to file their response brief to and including 24 April 2023 on 7 March 2023.
4. Since that time, Appellees' counsel tasked with primary briefing duties has encountered three (3) unexpected work travel obligations and one major deposition. Additionally, said counsel has an upcoming scheduled family vacation on top of her busy litigation schedule.
5. Due to the heavy litigation practice of Appellees' counsel and the complex subject matter and issues involved in Appellant's Appeal, Appellees reasonably need additional time to respond to Appellant's New Brief.

6. The time for filing Appellees' response brief has not expired and counsel for Appellant consent to an additional extension of twenty-one (21) days for Appellees to file their response brief.

7. However, Appellees only ask for fourteen (14) additional days within which to file their response brief.

WHEREFORE, Appellees respectfully request that the Court grant their Motion and extend the time for filing Appellees' response brief by a period of fourteen (14) days, through and including 8 May 2023.

Respectfully submitted, this 17th day of April 2023.

ROBINSON ELLIOTT & SMITH

/s/William C. Robinson

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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.

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CERTIFICATE OF SERVICE

I hereby certify that on 17 April 2023, the foregoing Plaintiffs-Appellees' Second Motion for Extension of Time to Respond to Defendant-Appellant's New Brief was electronically filed and served upon counsel for the parties to this action by email and by mailing a copy, First Class mail, to the following:

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This 17th day of April 2023.

/s/William C. Robinson
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Robinson Elliott & Smith