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Jun 22 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas
Marvin H. Dukes, III, Master-In-Equity

Civil Action No. 2021-CP-07-01507
Appellate Case No. 2022-000681

Beaufort County, Appellant,

v.

Adams Outdoor Advertising Limited Partnership and Bo Hodges, Respondents.

**RESPONDENTS' FIRST MOTION FOR EXTENSION OF TIME TO FILE INITIAL
BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD**

Respondents Adams Outdoor Advertising Limited Partnership and Bo Hodges (collectively, "Respondents"), by and through their undersigned counsel, and with the consent of Appellant Beaufort County ("Appellant"), respectfully move this Court, pursuant to Rules 240 and 263, SCACR, for entry of an order extending the time within which Respondents must file their initial brief and Designation of Matter to be Included in the Record on Appeal ("Designation of Matter") by thirty (30) days. The grounds for this motion are as follows:

1. Appellant filed its initial brief in this matter on June 20, 2022. As such, the current deadline for Respondents to file their initial brief and Designation of Matter under Rules 208(a)(2) and 209(a), SCACR, is July 20, 2022.

2. Respondents seek a 30-day extension of said deadline to allow their counsel adequate time to prepare their initial brief.

3. This is Respondents' first request for an extension of time within to file their initial brief and Designation of Matter. This request is supported by good cause and is not made in an effort to unnecessarily delay these proceedings.

4. In addition to professional commitments in other cases, both attorneys of record for Respondents, Jeffrey S. Tibbals and Evan P. Williams, have separate family vacations scheduled during the first three weeks of July 2022. These trips were planned prior to the date on which Appellant filed its Notice of Appeal in this matter.

5. Accordingly, Respondents respectfully request that this Court enter an Order extending the deadline to file their initial brief and Designation of Matter by thirty (30) days, such that the proposed date of the new deadline is August 19, 2022. Granting this motion would promote the interests of justice and preserve Court resources.

6. This Motion is supported by the grounds set forth herein and the South Carolina Appellate Court Rules. Undersigned counsel conferred with counsel for Appellant prior to filing the instant motion, and Appellant consents to the extension of time requested in this motion.

Respectfully submitted,

s/Evan P. Williams

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*Attorneys for Respondents Adams Outdoor
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Mt. Pleasant, South Carolina

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PROOF OF SERVICE

The undersigned hereby certifies that on June 22, 2022, a copy of RESPONDENTS' FIRST MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD was served on all counsel of record via e-mail, containing the above-referenced document as an attachment in .pdf, sent to the addresses shown below.

Brittany L. Ward, S.C. Bar No. 103966
Deputy County Attorney
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Attorney for Appellant Beaufort County

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s/Evan P. Williams

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June 22, 2022

VIA E-MAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

Re: *Beaufort County v. Adams Outdoor Advertising Limited Partnership and Bo Hodges* – Appellate Case No. 2022-00681

Dear Ms. Kitchings,

Please find enclosed for filing Respondents' First Motion for Extension of Time to File Initial Brief and Designation of Matter to be Included in the Record. Pursuant to Rule 267(f), SCACR, only one copy of the filing is enclosed.

Also enclosed is the Proof of Service of the Motion. Counsel of record is being served via e-mail pursuant to the South Carolina Supreme Court's May 6, 2022 amended Order and Rule 262(c), SCACR.

All persons with authority to sign checks from the firm's account are out of the office the remainder of this week. We spoke with your office via telephone earlier today, and were advised that it would be permissible to send a check for the \$50.00 filing fee via FedEx overnight shipping on Monday for delivery on Tuesday, June 28, 2022. Please advise if any additional information or documentation is needed.

Yours Sincerely,



Evan P. Williams

Enclosures

cc (via e-mail only): Jeffrey S. Tibbals, Esq.
Brittany Ward, Esq.
Scott D. Bergthold, Esq.