

96742

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

JUL 21 2022

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

SC Court of Appeals

Honorable Bentley D. Price, Circuit Court Judge

APPELLATE CASE NO.: 2022-000328

Mark Shaffer, as Personal Representative of the Estate of Susan Shaffer, Deceased, Appellant

v.

DEH Disaster Recover, LLC, Ceres Environmental Services, Inc.; Beaufort County, A Political Subdivision of the State of South Carolina; Ryan Colter Stoltz; Matt T. Dotson; Tim Tod Dotson; Brandi Dotson; Spencer A. Olson Trucking, LLC; Buyers Products, Co.; and TruckPro, LLC, Defendants

of which Ceres Environmental Services, Inc. and Beaufort County, A Political Subdivision of the State of South Carolina are the Appellant-Respondents.

and Spencer A. Olson Trucking, LLC, DEH Disaster Recovery, LLC, and Ryan Colter Stoltz are the Respondents.

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

The Appellant would respectfully request an extension of time within which to file the Initial Brief and Designation of Matter to be Included in Record on Appeal. The Brief and Designation of Matter are due to be filed no later than July 22, 2022. The Appellant would respectfully request a thirty (30) day extension of time in which to file the same. This request is for an extension is being made due to injuries suffered (e.g., fractures of the spine at C-7, T-1, T-2, T-3, T-4 and T-7, fractured left arm, comminuted fracture of the right arm, multiple rib fractures,

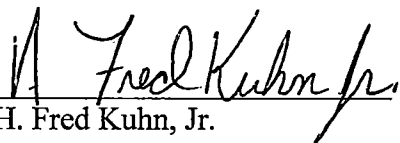
punctured lung) by the undersigned on May 14, 2022. He is still substantially impaired and unable to engage in activities of daily living. Both arms, for example, remain in casts and he is still in a neck brace. It is accordingly taking longer than normal to research and write the Brief.

This motion is made upon the ground that an extension as requested would be in the best interest of justice and would not prejudice the Respondents.

It is accordingly respectfully requested that the Appellant be granted until August 21, 2022 to file the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal.

MOSS & KUHN, P.A.

By: _____



H. Fred Kuhn, Jr.
1501 North Street
Post Office Drawer 507
Beaufort, South Carolina 29901
(843)524-3373
(843)524-1302- FX

Beaufort, South Carolina

July 19, 2022

Attorneys for Appellant

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Honorable Bentley D. Price, Circuit Court Judge

APPELLATE CASE NO.: 2022-000328

RECEIVED
JUL 21 2022
SC Court of Appeals

Mark Shaffer, as Personal Representative of the Estate of Susan Shaffer, Deceased, Appellant

v.

DEH Disaster Recover, LLC, Ceres Environmental Services, Inc.; Beaufort County, A Political Subdivision of the State of South Carolina; Ryan Colter Stoltz; Matt T. Dotson; Tim Tod Dotson; Brandi Dotson; Spencer A. Olson Trucking, LLC; Buyers Products, Co.; and TruckPro, LLC, Defendants

of which Ceres Environmental Services, Inc. and Beaufort County, A Political Subdivision of the State of South Carolina are the Appellant-Respondents.

and Spencer A. Olson Trucking, LLC, DEH Disaster Recovery, LLC, and Ryan Colter Stoltz are the Respondents.

CERTIFICATE OF SERVICE

The undersigned certifies that the **Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter to be Included in Record on Appeal** to which this certificate is affixed, was served upon the parties to this action by depositing a copy of the same, enclosed in a first class, postpaid wrapper properly addressed to the following:

Helen H. Hiser, Esquire
MCANGUS GOUDELOCK & COURIE, LLC
PO Box 650007
Mt. Pleasant, SC 29465

R. Patrick Flynn, Esquire
POPE FLYNN, LLC
Post Office Box 70
Charleston, SC 29401

Julius W. Gernes, Esquire
Steven D. Pattee, Esquire
DONNA LAW FIRM, P.C.
7601 France Avenue South, Ste. 350
Minneapolis, MN 55435

E. Mitchell Griffith, Esquire
GRIFFITH, FREEMAN & LIIPFERT, LLC
PO Box 570
Beaufort, SC 29901

in a post office or official depository under the exclusive care and custody of the United States

Postal Service on July 19, 2022.

MOSS & KUHN, P.A.

By: _____


Sue Radford

MOSS & KUHN, P.A.
ATTORNEYS AT LAW

JAMES H. MOSS
jim@mossandkuhn.com

H. FRED KUHN, JR.
fred@mossandkuhn.com

July 19, 2022

RECEIVED

JUL 21 2022

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Estate of Susan Shaffer v. DEH Disaster Recovery, LLC, et al.
Appellate Case No.: 2022-000328

Dear Mrs. Kitchings:

Enclosed please find the original six (6) copies of the Motion for Extension of Time to File initial Brief and Designation of Matter to be Included in the Record on Appeal and Certificate of Service regarding the above-referenced matter along with my firm's check in the amount of \$50.00 for the filing of the same.

With kindest regards, I am

Very truly yours,

MOSS & KUHN, P.A.



H. Fred Kuhn, Jr.

HFKjr:sr
Enclosures

cc: R. Patrick Flynn, Esquire
Helen F. Hiser Esquire
E. Mitchell Griffith, Esquire
Julius W. Gernes, Esquire
Steven D. Pattee, Esquire



MOSS, KÜHN
ATTORNEYS AT LAW
1501 North Street
P.O. Drawer 507
Beaufort, SC 29901-0507
(843) 524-3373

To:

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RECEIVED
JUL 21 2022
SC Court of Appeals