

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM YORK COUNTY  
In the Court of Common Pleas  
Sixteenth Judicial Circuit

S. Jackson Kimball, Special Circuit Court Judge

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Docket No. 2012-CP-46-1815  
Appellate Case No. 2012-213563

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The Greens of Rock Hill, LLC; GRH 2011, LLC.....Respondent.

v.

Rizon Commercial Contracting, Inc., Road Machinery and Supplies Co., Defendants, of  
whom Rizon Commercial Contracting, Inc. is the Appellant.

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MOTION FOR EXTENSION OF TIME AND TO FILE INITIAL BRIEF AND  
INITIAL MATTERS TO BE DESIGNATED ON APPEAL

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The Appellant respectfully requests a 30 day extension of time to file the initial brief and designation of matters to be included on appeal through June 21, 2013. This the third request for an extension of time and Appellant does not expect any further requests. The Respondent consents to the request. The reason for the need for the extension of time is that my law partner was assisting in the preparation for the brief and designation and was injured last week. She has process fractures of three vertebrae and must be on bed rest for 5 days and will be out longer. She will make a full recovery but will not be able to assist in finalizing the brief or the designation for several weeks. For the above reasons, the undersigned requests this extension.


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SC Court of Appeals

Respectfully submitted.

**Other counsel of record:**

Herb Hamilton  
Keith Martens  
Hamilton, Martens & Ballou, LLC  
P.O. Box 10940  
Rock Hill, SC 29731



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Daniel D. D'Agostino  
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Attorney for Appellant

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PROOF OF SERVICE

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I certify that I served the Motion on the respondent by depositing a copy of it in the United States mail, correctly addressed, postage prepaid, on May 20, 2013, addressed to

Herb Hamilton  
Tracy Vann  
Hamilton, Martens & Ballou, LLC  
P O Box 10940  
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May 21, 2013

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