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Sep 26 2022
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LANCASTER COUNTY
Court of Common Pleas

Brian M. Gibbons, Circuit Court Judge

Appellate Case No. 2022-000734

Boggs Materials, Inc.,.....Respondent,

v.

JEY General Contractors, LLC, Marco Contractors, Inc., and Old Republic Surety Company,
Defendants,

Of which, Marco Contractors, Inc. and Old Republic Surety Company are.....Appellants.

CONSENT MOTION FOR EXTENSION OF TIME

COME NOW APPELLANTS, by and through counsel, and respectfully move the Court for a thirty (30) day extension of time in which to file their opening brief.

Appellants received the transcript on September 3, 2022, and their brief is due on or before October 3, 2022. This is Appellants' first request for an extension of time. Counsel for Appellants is scheduled to be in a jury trial in Durham County (NC) Superior Court the week of September 26, 2022 (Case 20 CVS 1342), and has another appellate brief due October 3, 2022, in a case pending in the South Carolina Supreme Court (Appellate Case 2022-000887). The undersigned has conferred with counsel for Respondent, and he consents to this motion.

Wherefore, Appellants respectfully request a thirty (30) day extension of time (up through and including Wednesday, November 2, 2022) in which to file their opening brief.

Respectfully submitted this 26th day of September, 2022.

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s/ Lee M. Thomas

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PROOF OF SERVICE

I certify that I served Appellants' Consent Motion for Extension of Time on Respondent, Boggs Materials, Inc., by e-mailing a copy to counsel of record, Benjamin C. Bruner, Esq., of Bruner, Powell, Wall & Mullins, LLC, at bbruner@brunerpowell.com, this 26th day of September 2022.

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