

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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68560

Appeal from Dorchester County  
Court of Common Pleas

DeAndrea G. Benjamin, Circuit Court Judge

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Case No. 2009-CP-18-0452

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Rita M. Pugh,

Respondent,

v.

Bi-Lo, LLC,

Appellant.

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APPELLANT'S MOTION  
FOR SECOND BRIEFING EXTENSION

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YOUNG CLEMENT RIVERS, LLP  
Stephen L. Brown (SC Bar No. 66468)  
Duke R. Highfield (SC Bar No. 64224)  
Brandt R. Horton (SC Bar No. 72572)  
Russell G. Hines (SC Bar No. 72100)  
P.O. Box 993  
Charleston, South Carolina 29402  
(843) 720-5488  
*Attorneys for the Appellant*

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SC Court of Appeals

COMES NOW the Appellant, Bi-Lo, LLC, by and through its undersigned counsel, pursuant to Rule 263(b), SCACR, and moves this Honorable Court as follows for an additional extension of fifteen (15) days' time to serve/file its initial appellant's brief and corresponding designation of matter to be included in the record on appeal.

Pursuant to Rule 208(a)(1), SCACR, the Appellant's initial brief was originally due in this matter on March 18, 2013 (based upon the Appellant's counsel's receipt of the transcripts needed in this matter on February 15, 2013.) On March 18, 2013, the Appellant's counsel served/filed an informal letter-request for a thirty-day briefing extension. In response to the Appellant's request for an extension, on March 20, 2013, the Respondent, Rita M. Pugh, moved to dismiss the Appellant's appeal, thereby automatically staying the time for perfecting the appeal pursuant to Rule 240(b), SCACR. By order filed on May 8, 2013, this Court denied the Respondent's motion to dismiss and granted the Appellant's requested extension, establishing a new briefing deadline for the Appellant of today, May 28, 2013.

On account of a particularly-demanding work schedule of late, other time commitments (including the recent birth of the undersigned's second child on March 25, 2013), the recent Memorial Day Holiday, and the time

needed to address the issues relevant to this appeal from a jury trial, the Appellant again requests an extension of 15 days' additional time beyond May 28, 2013, i.e., through June 12, 2013, to serve/file its initial appellant's brief and corresponding designation of matter to be included in the record on appeal. The Court's allowance of the requested extension will be of considerable benefit to the Appellant's counsel in preparing the Appellant's initial brief/designation of matter and, counsel respectfully submit, the requested extension is founded upon good cause and that it is in the interests of justice and will work no undue prejudice upon the Respondent.

WHEREFORE, the Appellant moves for an additional extension of time through June 12, 2013 to serve/file its initial appellant's brief and corresponding designation of matter to be included in the record on appeal. Further, the Appellant asks that its present briefing deadline be held in abeyance pending the Court's action on this motion.

**<SIGNED ON THE FOLLOWING PAGE>**

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By: 

Stephen L. Brown (SC Bar No. 66468)

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*Attorneys for the Appellant*

Charleston, South Carolina

Dated: 5/28/13

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**PROOF OF SERVICE**

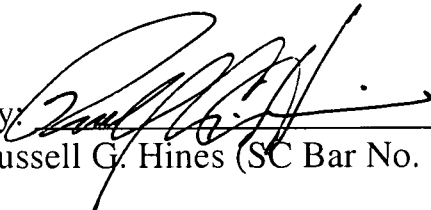
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*Attorneys for the Appellant*

I, Russell G. Hines, of Young Clement Rivers, LLP, counsel for the Appellant above named, do hereby certify that I have served the **Appellant's Motion for Second Briefing Extension** on the above-named Respondent by depositing a copy of the same in the United States Mail, postage prepaid, on May 28, 2013, addressed as follows to the Respondent's counsel of record:

Julio A. Rossington, Esquire  
Rossington Law Offices, LLC  
1305-C N. Main Street, #140  
Summerville, SC 29483

YOUNG CLEMENT RIVERS, LLP

By:   
Russell G. Hines (SC Bar No. 72100)

Charleston, South Carolina

Dated: 5/28/13