

NEXSEN|PRUET

Jeffrey S. Tibbals
Member
Admitted in MD, VA, DC, SC

68555

May 28, 2013

Jenny A. Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *South Carolina Department of Transportation v. RI CS5, LLC, et al.*
S.C. Court of Appeals CASE TRACKING NO.: 2013-0000394
Civil Action No.: 2009-CP-08-3890

Dear Ms. Kitchings:

I represent the Respondent in the above-named matter along with my colleague, Paul Dominick. Currently, the Respondent's Initial Brief and Designation of Matter to Be Included in the Record on Appeal is due on May 31, 2013. We need additional time to prepare this brief and designation, and by this letter, we are requesting a thirty-day extension. This is our first extension request, and I have enclosed a \$25 filing fee. I have also contacted opposing counsel regarding this request, who has kindly consented to this request.

- Charleston
- Charlotte
- Columbia
- Greensboro
- Greenville
- Hilton Head
- Myrtle Beach
- Raleigh

Very truly yours,

Jeffrey S. Tibbals

JST/ksh
Enclosure

cc: Beacham O. Brooker, Jr., Esquire
Paul A. Dominick, Esquire
John S. West, Esquire

RECEIVED

MAY 30 2013

SC Court of Appeals

205 King Street
Suite 400 (29401)
PO Box 486
Charleston, SC 29402
www.nexsenpruet.com

T 843.720.1772
F 843.414.8219
E JTibbals@nexsenpruet.com
Nexsen Pruet, LLC
Attorneys and Counselors at Law

JST