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**Nov 14 2022**

**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

Mikell R. Scarborough, Master-in-Equity

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Case No.: 2018-CP-10-4083

Appellate Tracking No.: 2022-001114

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Charleston Carriage Works, L.L.C.,

Appellant,

v.

Charleston Animal Society, Ellen Harley and  
Charleston Carriage Horse Advocates, Inc.,

Respondents.

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AMENDED MOTION FOR LEAVE TO EXCEED PAGE LIMITATION

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Appellant moves for an Order of the Court allowing the Appellant to file his initial brief of 66 pages. This motion is based on the ground that Rule 208(b)(5) allows extensions with leave of Court: “On motion, the appellate court may grant a party permission to exceed those [50 page] limitations.” In support of this motion, the Appellant shows that the four Orders under review (and an Order denying reconsideration as to all four) are not narrowly tailored requiring extensive treatment, and the matter below was extensively briefed involving a large amount of evidence that

is impossible to cover adequately in 50 pages. Moreover, the issues raised in this case are issues of profound significance involving important matters of public policy.

The Orders being appealed are:

May 5, 2022	Order denying sanctions for failure to provide discovery
May 12, 2022	Order denying amendments to add parties defendant and plaintiff
May 12, 2022	Order denying amended scheduling Order
May 12, 2022	Order granting summary judgment
August 2, 2022	Order denying motions for reconsideration

November 14, 2022

/s/Thomas R. Goldstein  
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DUTY OF CONSULTATION

I certify that prior to making this request, I consulted with opposing counsel who do not oppose Appellant's request.

November 14, 2022

/s/ Thomas R. Goldstein  
Thomas R. Goldstein

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PROOF OF SERVICE

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I certify that I have served the Amended Motion for Leave to Exceed Page Limitations upon the Charleston Animal Society, Charleston Carriage Horse Advocates and Ellen Harley by depositing a copy of it in the United States Mail (and by providing an electronic copy), postage prepaid on November 14, 2022, addressed to their attorneys of record, Elizabeth Palmer at her office Saxton & Stump at 151 Meeting Street, Suite 350, Charleston, South Carolina 29401 and to Joseph Thompson and Spencer Gill at their office Hall Booth Smith, P.C. at 111 Coleman Boulevard, Mt. Pleasant, S. C. 29464, and to Jenkins Mann at his office, Mann Blake & Jackson at 1901 Main Street, Suite 1205, Columbia, South Carolina 29201.

November 14, 2022

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Hon. Emily A. Kitchings

Clerk of Court  
S. C. Court of Appeals  
P. O. Box 11629  
Columbia, S. C. 29211

RE: Appellate Case No. 2022-001114  
Charleston Carriage Works, LLC v. Charleston Animal Society, et. al.

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Dear Ms. Kitchings,

On November 11, 2022, I filed the Appellant's Initial Brief along with a motion seeking leave of Court to exceed page limitations. I neglected to point out that this appeal involves four Orders (and a fifth denying reconsideration), and for that reason I enclose Appellant's Amended Motion for Leave to exceed page limitations on Appellant's Brief along with a certificate of service. Would you be so kind as to present this amended application to the Court in place of the one filed on the 11<sup>th</sup>? I thank you in advance. With kind regards I am

Very truly yours,

  
Belk, Cobb, Infinger & Goldstein, P.A.  
Thomas R. Goldstein

enclosure: Amended Motion for Extension  
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