

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Robert J. Bonds, Presiding Judge

Appellate Case No. 2022-000636

South Atlantic Forest Products, Inc. d/b/a Gaster Lumber & Hardware,Appellant,

v.

GMK Associates Design Build Division, Inc.,Respondent.

**MOTION TO FILE OUT OF TIME AND FOR AN EXTENSION OF TIME TO FILE
RESPONDENT’S FINAL BRIEF**

Respondent GMK Associates Design Build Division, Inc. respectfully moves this Court for permission to file out of time, and for an extension of time to file and serve its Final Brief.

The Respondent’s motion is based on the grounds that Counsel for Respondent is currently on medical leave due to treatment for bladder cancer and has experienced an unexpected medical complication following his recent surgery. Due to these extraordinary circumstances, the deadline to file the Final Brief on March 13, 2023, was inadvertently missed. Counsel requires additional time to prepare the Final Brief and respectfully requests an additional thirty (30) days to complete, file and serve this pleading. This is the first request for an extension for the final brief in this matter. By our calculations, the new deadline would be April 12, 2023.

WHEREFORE, the Respondent respectfully requests that it be granted an additional thirty (30) days to file its Final Brief.

Respectfully submitted,

MOORE BRADLEY MYERS LAW FIRM, P.A.

By: s/S. Jahue Moore
S. Jahue Moore, Esquire SC Bar #4063
1700 Sunset Boulevard (29169)
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jake@mbmlawsc.com
Attorney for Respondent

West Columbia, South Carolina
March 14, 2023

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v.

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PROOF OF SERVICE

I, Lynn G. Ivey, an employee of the Moore Bradley Myers Law Firm, P.A., certify that I have served the Respondent's Motion to File Out of Time and for an Extension of Time to File Final Brief by depositing a copy of same in the United States Mail, postage prepaid, on March 14, 2023, addressed as follows:

Russell P. Patterson, Esquire
Lauren P. Williams, Esquire
Russell P. Patterson, P.A.
PO Box 8047
Hilton Head, SC 29938



Lynn G. Ivey



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Mar 14 2023

SC Court of Appeals

S. Jahue Moore†
James Edward Bradley†
Sheila McNair Robinson
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William H. Edwards
Stanley L. Myers
Jane H. Downey♦
S. Jahue Moore, Jr.
William B. Fortino
Ralph Nichols Riley, Jr.
John C. Bradley, Jr.
Lester McGill Bell, Jr.

Melissa K. Moore
Bryan C. Letteer
Sierra D. Carini
Lawrence D. Turner
Emily E. Collins

Retired

J. Mark Taylor**
Robert D. Hazel†
C. David Sawyer, Jr.†
Billy C. Coleman (1916-2019)

March 14, 2023

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201
VIA US Mail and Email: ctappfilings@sccourts.org

RE: South Atlantic Forest Products, Inc. d/b/a Gaster Lumber & Hardware, v. GMK
Associates Design Build Division, Inc.
App. Case No. 2022-000636

Dear Ms. Kitchings:

Please find enclosed with this letter our firm check for \$50.00 for Respondent's Motion to
File Out of Time and for an Extension to File Final Brief which was e-filed this date.

Thank you in advance for your assistance in this matter.

Sincerely,

Lynn G. Ivey
Assistant to S. Jahue Moore

cc: Russell P. Patterson, Esquire
Lauren P. Williams, Esquire