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May 09 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

WCC File No.1823614

James Freshley, Claimant, Appellant,

vs.

Conbraco Industries, Employer, and Great American
Insurance Company, Carrier, Respondents.

**APPELLANT'S MOTION REQUESTING AN
EXTENSION OF TIME TO FILE APPELLANT'S
INITIAL BRIEF AND DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellant, James Freshley, moves this Court pursuant to Rule 240 of the South Carolina Appellate Rules, for an Order permitting an extension of time for the filing and service of his Initial Brief, and Designation of Matter to be Included in Record on Appeal.

Appellant filed and served his Notice of Appeal on February 3, 2023. Contemporaneously therewith, Appellant requested the Transcript of hearing from the court reporter, however, through

inadvertence or error, Appellant did not receive the Transcript from the court reporter until April 18, 2023, making the Initial Brief now due on May 19, 2023.

Appellant's Counsel would advise the Court that he has trial preparation and several briefs due at the same time the Appellant's brief is due..

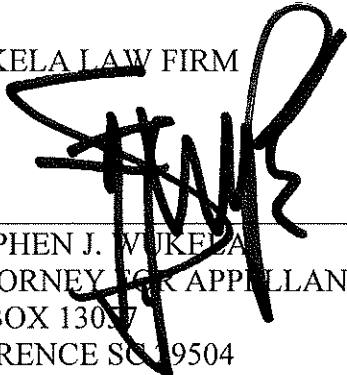
Appellant respectfully requests this Honorable Court consider, and grant, an extension of time within which to file Appellant's Initial Brief. Appellant's counsel has spoken with Respondent's counsel and Respondent's counsel has no objection to this extension.

Appellant believes that no harm would be caused to the Respondent by the granting of this Motion and would further result in justice and fairness to the parties.

Respectfully submitted,

Dated: May 18, 2023

WUKELA LAW FIRM

BY: 
STEPHEN J. WUKELA
ATTORNEY FOR APPELLANT
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FLORENCE SC 29504
843-669-5634

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**PROOF OF SERVICE OF APPELLANT'S MOTION
REQUESTING AN EXTENSION OF TIME**

I certify that I have served the Appellant's Motion Requesting an Extension of Time to file Appellant's Initial Brief and Designation of Matter to be Included on the Record on Appeal, by depositing a copy of it in the United States Mail, postage prepaid, on May 9, 2023, addressed to their attorney of record, David A. Wilson, via email, dwilson@greenvillesclaw.com at his office at 200 Whitsett Street, Suite 100-B, Greenville, SC 29601.

Dated: May 9th 2023

WUKELA LAW FIRM

BY: _____
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May 9, 2023

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Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia SC 29211

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May 09 2023

SC Court of Appeals

Re: James Freshley v. Conbraco Industries, et al
SC Appellate Case No.: 2023-000185

Dear Ms. Kitchings:

With regard to the above matter, I have today emailed for filing with the Court the Appellant's Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal. By copy of this letter, I am providing Respondent's counsel with this correspondence.

I enclose herein my office check in the amount of \$50.00 for said filing. Thank you for your assistance.

With kind regards, I am

Yours truly,

WUKELA LAW FIRM

STEPHEN J. WUKELA

SJW:jpb

Enclosure

cc: David A. Wilson, Esquire
Attorney at Law
200 Whitsett Street, Suite 100-B
Greenville SC 29601