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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas
Letitia H. Verdin, Circuit Court Judge

Appellate Case No. 2023-00044
C/A No. 2021-CP-23-01487

Kevin Dwayne Chavis.....Appellant,

v.

Vansy Saensane and Ra Cha, Inc. d/b/a
Bangkok Tokyo Restaurant a/k/a
Bangkok Thai Restaurant,

of whom

Ra Cha, Inc. d/b/a Bangkok Tokyo Restaurant
a/k/a Bangkok Thai Restaurant isRespondent.

**THIRD MOTION FOR EXTENSION OF TIME FOR APPELLANT TO FILE AND SERVE
INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE
RECORD ON APPEAL.**

Pursuant to Rules 240 of the South Carolina Appellate Court Rules, the Appellant, Kevin Dwayne Chavis, hereby moves for an additional extension of time within which to file and serve Appellant’s Initial Brief and Designation of Matter to be included in the Record on Appeal. Chavis requests an extension of thirty (30) days to file the Initial Brief and Designation of Matter which are currently due by extension on August 4, 2023.

The grounds for this motion are that counsel for the Appellant associated John Nichols, Esq. to assist with the preparation of the Initial Brief and Designation of Matter in this matter. Mr. Nichols advises that he was unexpectedly pulled away from working on the Initial Brief in this case by an emergency proceeding in the Supreme Court’s original jurisdiction over the past three weeks. Mr. Nichols represents the Judicial Merit Selection Commission and the South Carolina Senate in a dispute involving Master-in-Equity Joe Strickland, and the Court ordered returns on a very truncated schedule. As a result, Mr. Nichols was not able to dedicate the time he had allotted to finish the Initial Brief in this matter. Further, an additional thirty (30) day delay will not prejudice

the rights of any other parties. Notice of this Motion has been provided to counsel for the parties herein and no opposition to same has been indicated. Should the Motion be granted, the Initial Brief and Designation of Matter will be filed with the Court no later than September 4, 2023.

For the stated reasons, which Appellant asserts constitute extraordinary circumstances, Appellant respectfully requests an extension of the deadline for filing and serving the Initial Brief and Designation of Matter until September 4, 2023.

Respectfully submitted,



Daniel L. Draisen SC Bar No. 13536
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2006 North Main Street
Anderson, South Carolina 29621

and

Steven M. Krause, SC Bar No.: 3571
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207 E. Calhoun Street
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(864) 225-4000
Attorneys for Appellants

August 3, 2023
Anderson, South Carolina

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of whom

Ra Cha, Inc. d/b/a Bangkok Tokyo Restaurant
a/k/a Bangkok Thai Restaurant isRespondent.

PROOF OF SERVICE

I certify that I served copies of Appellant’s Third Motion for Extension of Time for Appellant to File and Serve Initial Brief and Designation of Matter to be Included in the Record on Appeal by United States Mail, postage paid, addressed to:

Helen Hiser, Esq.
Zachary S, Brown, Esq.
Chris Wray, Esq.
McAngus, Goudelock & Courie
55 E. Camperdown Way Suite 300
Greenville, South Carolina 29601
Attorneys for the Respondent


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The Injury Law Firm, P.C.
2006 North Main Street
Anderson, South Carolina 29621

Dated: August 3, 2023



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SC Court of Appeals

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DANIEL L. DRAISEN, ESQ.
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August 3, 2023

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

RE: Kevin Dwayne Chavis vs. Vansy Saensane and Ra Cha, Inc.
C/A No. 2021-CP-23-01487
Appellate Case No. 2023-00044

Dear Mrs. Kitchings:

Enclosed please find Appellant's Third Motion for Extension of Time for Appellant to File and Serve Initial Brief and Designation of Matter to be Included in the Record on Appeal, the original Proof of Service, along with our Motion filing fee in the amount of \$50.00.

Please let me know if you need anything else.

With kind regards,

THE INJURY LAW FIRM, P.C.

Daniel L. Draisen

DLD

Enclosures

cc: Steven M. Krause, Esq.

Zachary S. Brown, Esq.

Jeanmarie Tankersley, Esq.

Helen Hiser, Esq.



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