

RECEIVED

Nov 29 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas
The Honorable J. Mark Hayes, II, Circuit Court Judge

Case No. 2018-CP-36-00089
Appellate Case No. 2023-001162

Lisa Summer Rice and Joseph F. Rice,..... Appellants

vs.

Newberry Lions Club and C. Ray Amick, Respondents.

**RESPONDENT C. RAY AMICK’S MOTION FOR
EXTENSION OF TIME TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER**

Pursuant to the South Carolina Appellate Court Rules, Respondent C. Ray Amick, by and through his undersigned counsel, hereby moves the Court for an order granting Respondent a 30-day extension of time until January 3, 2024, in which to file and serve Respondent’s Initial Brief and Designation of Matter. Respondent’s Initial Brief and Designation of Matter are due December 4, 2023. This extension request is not intended for purposes of delay but, instead, is necessary for the reasons set forth below.

Harry A. Dixon, Esquire, co-counsel of record in this Court and the lower court, has been limited since early November and since November 14, 2023, after welcoming his first child, who arrived a few weeks earlier than expected. He is an associate in the undersigned’s law firm who was significantly involved before the trial court and has been integrally involved in drafting Respondent’s Initial Brief and Designation of Matter.

In addition, Respondent C. Ray Amick passed away during the pendency of this appeal. On November 14, 2023, the undersigned filed a motion to substitute Betty S. Amick, as Personal Representative of the Estate of C. Ray Amick, as a party Respondent. The motion remains pending.

This is Respondent's second request for an extension. Respondent would submit that no prejudice will inure to Appellants by the granting of this Motion. The undersigned represents to the Court that Appellants' counsel have communicated their consent to this request.

Respectfully submitted,

CALLISON TIGHE & ROBINSON, LLC

s/ Demetri K. Koutrakos

Demetri K. Koutrakos, SC Bar No. 11318
Harry A. Dixon, SC Bar No. 103509
1812 Lincoln Street, Suite #200 (29201)
P. O. Box 1390
Columbia, SC 29202-1390
Telephone: 803-404-6900
Email: jimkoutrakos@callisontighe.com
Email: harrydixon@callisontighe.com

Thornwell F. Sowell, III, SC Bar No. 5197
Bess J. DuRant, SC Bar No. 77920
Sowell & DuRant, LLC
1325 Park Street, Suite #100
Columbia, SC 29201
Telephone: 803-722-1100
Email: bsowell@sowelldurant.com
Email: bdurant@sowelldurant.com

**ATTORNEYS FOR RESPONDENT
C. RAY AMICK**

November 29, 2023

OTHER COUNSEL OF RECORD:

Thomas H. Pope, III, Esquire

Kyle B. Parker, Esquire

Pope Parker Jenkins, PA

1508 College Street

P. O. Box 190

Newberry, SC 29108

Telephone: 803-276-8684

Email: tom@ppjlaw.com

Email: kyle@ppjlaw.com

Attorneys for Appellants

Samuel M. Price, Jr., Esquire

Jennifer Dowd Nichols, Esquire

1413 Main Street

P. O. Drawer 836

Newberry, SC 29108

Telephone: 803-276-0796

Email: sam@nicholspricelaw.com

Email: jennifer@nicholspricelaw.com

Attorneys for Respondent Newberry Lions Club

RECEIVED

Nov 29 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas
The Honorable J. Mark Hayes, II, Circuit Court Judge

Case No. 2018-CP-36-00089
Appellate Case No. 2023-001162

Lisa Summer Rice and Joseph F. Rice,..... Appellants

vs.

Newberry Lions Club and C. Ray Amick, Respondents.

PROOF OF SERVICE

I hereby certify that, on this date, **Respondent C. Ray Amick’s Motion for Extension of Time to File Initial Brief and Designation of Matter** was served on Appellants’ counsel via AIS email, pursuant to Supreme Court Order dated August 25, 2021, as follows:

Thomas H. Pope, III, Esquire
Kyle B. Parker, Esquire
1508 College Street
P. O. Box 190
Newberry, SC 29108
Email: tom@ppjlaw.com
Email: kyle@ppjlaw.com
Attorneys for Appellants

Samuel M. Price, Jr., Esquire
Jennifer Dowd Nichols, Esquire
1413 Main Street
P. O. Drawer 836
Newberry, SC 29108
Email: sam@nicholspricelaw.com
Email: jennifer@nicholspricelaw.com
*Attorneys for Respondent
Newberry Lions Club*

I further certify that all parties required by Rule to be served have been served.

s/ Demetri K. Koutrakos
Demetri K. Koutrakos

November 29, 2023

DEMETRI "JIM" K. KOUTRAKOS - MEMBER
Direct Dial: 803-404-6966
JimKoutrakos@callisontighe.com

RECEIVED

Nov 29 2023

SC Court of Appeals

November 29, 2023

VIA EMAIL: ctappfilings@sccourts.org

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
P. O. Box 11629
Columbia, SC 29211

RE: Lisa Summer Rice, et al. vs. Newberry Lions Club, et al.
Appellate Case No. 2023-001162

Dear Ms. Kitchings:

Enclosed herewith please find Respondent C. Ray Amick's Motion for Extension of Time to File Initial Brief and Designation of Matter, together with a Proof of Service, in the above-referenced matter. Kindly file the same and return a clocked-in copy of each to the undersigned via return email. This firm's check in the amount of \$50 in payment of the required filing fee will be hand delivered to your office.

The enclosed documents have been served upon Appellants' counsel today via email as indicated in the Proof of Service.

Please feel free to contact me with any questions. Thank you.

With kind regards, I am

Sincerely yours,

CALLISON TIGHE & ROBINSON, LLC

s/ Demetri "Jim" K. Koutrakos

Demetri "Jim" K. Koutrakos

DKK:ksr

Enclosures

cc (via email only): Thomas H. Pope, III, Esquire
Kyle B. Parker, Esquire
Samuel M. Price, Jr., Esquire
Jennifer Dowd Nichols, Esquire
Thornwell F. Sowell, III, Esquire
Bess J. DuRant, Esquire
Harry A. Dixon, Esquire

1026.038\Appeal\Clerk.003