

# ROSSINGTON LAW OFFICES, LLC

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Julio A. Rossington  
Attorney & Counselor at Law

1317-M N Main St. #140  
Summerville, SC 29483  
Direct Dial: (843) 261-1114  
Facsimile: 1-888-977-1140  
julio.rossington@rossingtonlaw.com

JULY 8, 2013

**VIA U.S. MAIL**

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

RE: **RITA M. PUGH v. BI-LO, LLC**  
**APPELLATE CASE NO. 2012-212860**  
**CASE NO. 2009-CP-18-0452**

RECEIVED

JUL 10 2013

Court of Appeals

Dear Ms. Kitchings:

I trust this correspondence finds you well. Our firm represents the Respondent, Rita M. Pugh, in the above-referenced case. We received Appellant's Initial Brief, which was forwarded by U.S. Mail on June 19, 2013. It is our understanding that Respondent's Initial Brief is due on July 19, 2013, in accordance with Rule 208(a)(2), SCACR.

As you know, per our letter to Ms. Desiree Allen, South Carolina Court Administration, the court reporter, Ms. Harry Walker, has retired from service and we have not been able to procure a copy of the official transcript in order to finalize and file Respondent's Initial Brief. Counsel for Appellant has not provided us with a copy of same.

In light of Ms. Walker's retirement and the highly prejudicial effect that Counsel for Respondent will face if not equally able to procure a copy of the applicable transcript, I would ask that the Court hold the Respondent's current briefing deadline in abeyance pending its action upon this request for extension and until we have had an equal opportunity to receive a copy of the transcript. Upon receipt of the transcript, we will promptly notify the court of same and thus respectfully request an extension of 30 days from the time that we receive said transcript to file Respondent's Initial Brief. We respectfully believe that based on the totality of circumstances and facts, an extension is in

the interests of justice and will not cause any undue prejudice upon the Appellant.

By copy of this letter, I am notifying opposing counsel of record of my request for extension. I am further enclosing a draft in the amount of \$25.00 to cover this request. If a more formal motion is required, please do not hesitate to contact our office. Thank you for your attention to this matter and please enjoy the rest of your week.

With kindest regards,

ROSSINGTON LAW OFFICES, LLC



Julio A. Rossington

JAR/njb  
ENCL:

cc: Stephén I. Brown, Esq.  
Duke R. Highfield, Esq.  
Brandt R. Horton, Esq.  
Russell G. Hines, Esq.