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Feb 20 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Appellate Case No.: 2024-000013

Administrative Law Court Case No. 19-ALJ-17-0416-CC

Tractor Supply Company, Appellant,

v.

South Carolina Department of Revenue, Respondent.

MOTION FOR SECOND EXTENSION OF TIME TO FILE
APPELLANT'S INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED
IN RECORD ON APPEAL

Pursuant to Rules 208(a)(3), 240, and 263 of the South Carolina Appellate Court Rules, Appellant Tractor Supply Company (“Tractor Supply”) requests a thirty-day extension of time to file its Initial Brief and Designation of Matter to be Included in the Record on Appeal (“Designation”) in the above-captioned matter. This is the second request for an extension of this deadline.

This request is necessitated because counsels' other case demands and scheduling deadlines as well as a previously planned vacation February 28th – March 3rd will not allow them to complete the Initial Brief and Designation within the current deadline. Currently, these filings are due on March 4, 2024. With the additional thirty-day extension, they will

be due on April 3, 2024. Counsel for Respondent South Carolina Department of Revenue does not object to this extension.

Therefore, Tractor Supply respectfully moves this Court for a thirty-day extension of time to file its Initial Brief and Designation in the above-captioned matter until April 3, 2024.

By: /s/ Bryson M. Geer _____

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Counsel for Appellant Tractor Supply Company

Dated: February 20, 2024

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Tractor Supply Company,..... Appellant,

v.

South Carolina Department of Revenue,..... Respondent.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified:

Pleadings: Motion For Second Extension Of Time To File Appellant's Initial Brief And Designation Of Matter To Be Included In Record On Appeal

Counsel Served:

Via E-Mail

Marcus D. Antley, Esq.

W. Allen Myrick, Esq.

Jason P. Luther, Esq.

South Carolina Department of Revenue

300A Outlet Pointe Blvd.

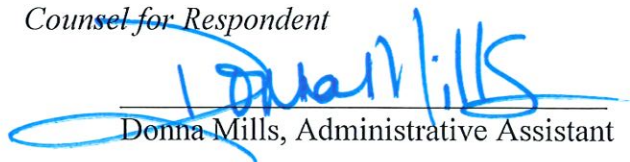
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jason.luther@dor.sc.gov

Counsel for Respondent


Donna Mills, Administrative Assistant

Dated: February 20, 2024

Donna Mills

From: Donna Mills
Sent: Tuesday, February 20, 2024 4:25 PM
To: marcus.antley@dor.sc.gov; Allen Myrick; Jason.Luther@dor.sc.gov
Cc: Mitch Brown; Bryson Geer; John Von Lehe; Bobby Streisel; Eileen Hindman
Subject: Tractor Supply Company v. SCDOR - Appellate Case No. 2024-000013
Attachments: 2024.02.20 TSC - F-L encl TSC's Second Motion for Extension of Time to File Initial Brief and Designation of Matter.pdf; 2024.02.20 TSC - TSC's Second Motion for Extension of Time to File Initial Brief and Designation of Matter.pdf; 2024.02.20 TSC - (Proof of Service) TSC's Second Motion for Extension of Time to File Initial Brief and Designation of Matter.pdf

Good afternoon,

Attached for service upon you in the above matter is correspondence with the Court concerning Tractor Supply's second request for a 30-day extension for filing of Appellant's initial brief and designation of matter.

Thank you,



DONNA MILLS ADMINISTRATIVE ASSISTANT
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SC Court of Appeals

Via Electronic Filing and U.S. Mail

The Honorable Jenny Abbott Kitchings
SC Court of Appeals
Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

RE: Tractor Supply Company v. South Carolina Department of Revenue
Appellate Case No.: 2024-000013
Civil Action No. 19-ALJ-17-0416-CC
NMRS File No. 045685/01500

Dear Ms. Kitchings:

Enclosed please find Tractor Supply Company's Motion for Second Extension of Time to File Appellant's Initial Brief and Designation of Matter to be Included in Record on Appeal in the above-referenced matter for electronic filing. We also enclose our firm check in the amount of \$50.00 as the required filing fee.

By copy of this letter to counsel of record, we are serving them with a copy of this motion.

Thank you for your assistance.

With kind regards,



Bryson M. Geer

BMG:dfm
Enclosures

cc: Marcus D. Antley, III, Esq.
W. Allen Myrick, Esq.
Jason P. Luther, Esq. (*Via Email Only*)