

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable D. Garrison Hill

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2011-CP-23-4259

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SAH Industries LLC, Appellant, . . . . .Appellant

v.

Rose Heatly Summer, Kyle Ashley Wilson, Mariannice Katherine Wilson,  
Carter Lumber of the South, Inc. R Douglas Maddox d/b/a Maddox, LLC  
and First Citizen Bank and Trust Company, Inc., Defendants

Of whom Rose Heatly Summer, Kyle Ashley Wilson, and  
Mariannice Katherine Wilson . . . . .Respondents.

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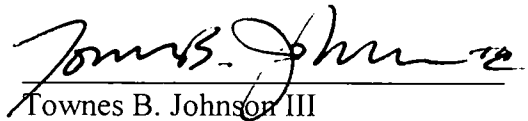
**MOTION TO REINSTATE AND  
MOTION FOR EXTENSION OF TIME TO SERVE RECORD ON APPEAL**

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Pursuant to South Carolina Appellate Court Rules Rule 240, Appellant SAH Industries LLC (“Appellant”), by and through the undersigned attorney, respectfully moves this Court for an Order reinstating the case and granting an extension to Appellant to serve the record on appeal. The record on appeal was originally due to be served on May 5, 2013. Appellant has requested and was granted an additional time to serve the record on appeal until July 8, 2013. On or about July 17, 2013, this Court dismissed this appeal due to Appellant’s failure to serve and file the record on appeal. Appellant is now requesting that the matter be reinstated and for an additional 30 days to serve the record on appeal.

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AUG 05 2013

At present, counsel for the appellant has been handling new matters as a result of the unexpected death of my firm's senior partner, Keven Kenison, and is under a heavy hearing schedule as has been unable to complete the record on appeal. Accordingly, counsel respectfully moves to reinstate the matter and for a 30 day extension to serve the record on appeal.



Townes B. Johnson III  
Kenison, Dudley & Crawford, LLC  
704 East McBee Avenue  
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Phone (864) 242-4899  
Attorney for the Appellant

Other Counsel of Record:

Emily T. Whitney  
Devlin & Parkinson, P.A.  
Post Office Box 10387  
Greenville, South Carolina 29603-0387  
Attorney for Respondents

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**PROOF OF SERVICE**

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Comes now Townes B. Johnson III, and certifies that a copy of Appellant's Motion to Reinstate and Motion for Extension of Time to Serve Record on Appeal was served on the opposing party on this \_\_ day of July, 2013, via email and by placing the same in the U.S. Mail with sufficient postage affixed to Respondents' Counsel of Record, Emily T. Whitney, Esq., at the following address: Post Office Box 10387, Greenville, South Carolina 29603-0387



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Attorney for the Appellant

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**SC Court of Appeals**

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SAH Industries LLC, .....Appellant

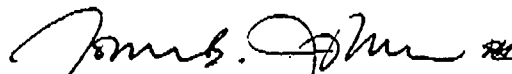
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KENISON DUDLEY & CRAWFORD LLC

A T T O R N E Y S A T L A W

KEVEN K. KENISON

THOMAS E. DUDLEY, III

JOHN T. CRAWFORD, JR.

M. STOKELY HOLDER

TOWNES B. JOHNSON, III

F. LEE PRICKEIT, III

July 31, 2013

Via Mail and Facsimile

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

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JUL 31 2013

Re: Appellate Case No. 2012-213117

SC Court of Appeals

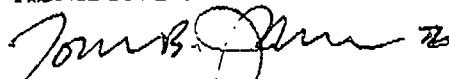
Dear Ms. Kitchings:

Enclosed, please find the original and six (6) copies of Appellant's Motion to Reinstatement and a Proof of Service for same. Please apply the filing fee from my erroneous Motion to File out of time towards this motion.

Thank you for your consideration. If you have any questions or concerns, please do not hesitate to contact this office.

Sincerely,

KENISON DUDLEY & CRAWFORD, LLC

  
Townes B. Johnson III

Cc: Emily T. Whitney, Esq.

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