

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

69422

APPEAL FROM YORK COUNTY
In the Court of Common Pleas

S. Jackson Kimball, Special Circuit Court Judge

Case No.: 2007-CP-46-00119

J.W. NEAL CONSTRUCTION, LLC, Respondent,

v.

CORNELIA THOMAS, Appellant.

MOTION FOR EXTENSION OF TIME,
OR, TO FILE OUTSIDE TIME

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AUG 15 2013

SC Court of Appeals

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Respondent, by its counsel herein, moves this Court for an order granting it an extension of time in which to file its Brief and Designation of Matter to be included in the Record on Appeal, or to file outside time, on the grounds stated below:

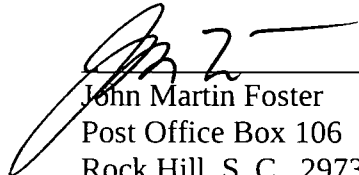
1. In response to his last Motion, the Court allowed an extension for filing the Respondent's Initial Brief and Designation of Matter through August 9, 2013.
2. Counsel for Respondent has been delayed by other business in his office from the completion of the above matter.

3. By this Motion, and based upon the facts recited above, counsel for Respondent respectfully requests a reasonable extension of time, not to exceed thirty (30) days, in which to submit the Respondent's Brief and Designation of Matter to be included in the Record on Appeal.
4. Counsel for Movant does not anticipate another request for extension.

The basis of this Motion is the within-cited Rules, the records of this appeal, and any attached records, affidavits or stipulations of the undersigned, which items are hereby incorporated in this Motion.

WHEREFORE, the Respondent herein moves this Court for an extension of time in which to file its Initial Brief and Designation of Matter to be included in the Record on Appeal for an additional period, or to file outside time, as set forth above, pursuant to Rules 240 and 263(b), S.C.A.C.R.

August 11, 2013



John Martin Foster
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(803) 324-8100
Attorney for Respondent

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v.

CORNELIA THOMAS, Appellant.

CERTIFICATE OF SERVICE

I certify that on August 11, 2013, I served this Motion for Extension of Time, or, to File Outside Time, and this Certificate of Service on the following counsel of record, parties or persons:

Herbert W. Hamilton
Hamilton, Martens & Ballou, LLC
Post Office Box 10940
Rock Hill, South Carolina 29731
Attorneys for Appellant

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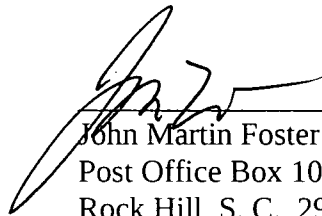
SC Court of Appeals

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out below; or

by hand delivering copies of the same to the following persons, or by leaving the same at that person's office with that person's clerk or some other person in charge thereof, or by leaving

it in a conspicuous place therein; of if the office was closed or the person to be served has no office, by leaving a copy at that person's dwelling place or usual place of abode with some person of suitable age and discretion then residing therein, all pursuant to Rule 233(b), S.C.A.C.R.

August 11, 2013



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