

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

69721

APPEAL FROM Horry COUNTY
Court of Common Pleas

J. Michael Baxley
Circuit Court Judge

RECEIVED

SEP 11 2013

SC Court of Appeals

CASE NO. 2012-CP-26-9291

Fayrell Furr and Karole Jensen..... Respondents

vs.

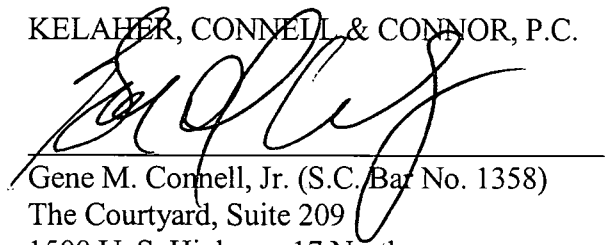
Horry County Zoning Board of Appeals..... Appellant

NOTICE OF MOTION AND MOTION TO EXTEND
TIME TO FILE RESPONDENTS' INITIAL BRIEF AND
DESIGNATION OF MATTER

YOU WILL PLEASE TAKE NOTICE that the undersigned, as attorney for the Respondents, moves this Court for an Order extending the time to file Respondents' Initial Brief and Designation of Matter in the captioned case, The basis of this Motion is that Respondents' counsel has had numerous scheduling conflicts, including preparation of Initial Briefs and Designations of Matter on two other Appellate Court cases due at or near the same time. Further, Appellant's counsel does not object.

WHEREFORE, Respondents' counsel respectfully requests this Court issue its Order allowing an additional thirty (30) days to file the Respondents' Initial Brief and Designation of Matter in the above-captioned case, thus extending the time of filing from September 18, 2013 until October 18, 2013.

KELAHER, CONNELL & CONNOR, P.C.



Gene M. Connell, Jr. (S.C. Bar No. 1358)

The Courtyard, Suite 209

1500 U. S. Highway 17 North

Post Office Drawer 14547

Surfside Beach, South Carolina 29587-4547

(843) 238-5648 (phone)

(843) 238-5050 (facsimile)

gconnell@classactlaw.net

Attorney for Respondents

September 9, 2013

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

J. Michael Baxley
Circuit Court Judge

RECEIVED

SEP 11 2013

SC Court of Appeals

CASE NO. 2012-CP-26-9291

Fayrell Furr and Karole Jensen..... Respondents

vs.

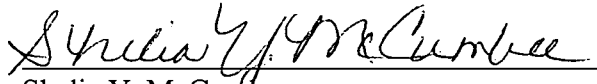
Horry County Zoning Board of Appeals..... Appellant

PROOF OF SERVICE

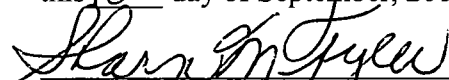
PERSONALLY appeared before me, Shelia Y. McCumbee, who being duly sworn, deposes and says that she is an employee of Kelaher, Connell & Connor, P.C., Attorneys at Law, and that she has served a **Notice of Motion and Motion to Extend Time to File Respondents' Initial Brief and Designation of Matter** on the Appellant, through its attorney of record, by depositing a copy of same in the United States Mail, postage prepaid, to:

Emma Ruth Brittain, Esquire
Thomas & Brittain, P.A.
Post Office Box 1290
Myrtle Beach, South Carolina 29578

DATE OF MAILING: September 10, 2013


Shelia Y. McCumbee

SWORN AND SUBSCRIBED before me,
this 10th day of September, 2013


Notary Public for South Carolina
My Commission Expires: 2-25-19

KELAHER, CONNELL & CONNOR, P.C.

ATTORNEYS AT LAW

SUITE 209

THE COURTYARD

1500 U.S. HIGHWAY 17 NORTH

P.O. DRAWER 14547

SURFSIDE BEACH, SOUTH CAROLINA 29587

EDWARD T. KELAHER*
GENE M. CONNELL, JR.
L. SIDNEY CONNOR, IV
LISA POE DAVIS

* OF COUNSEL

AREA CODE 843

238-5648

FAX: 238-5050

September 9, 2013

Jenny A. Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Fayrell Furr and Karole Jensen v. Horry County Zoning Board of Appeals
Appellate Case No. 2013-001188
Our File No. 2012-0301C

Dear Ms. Kitchings:

Enclosed please find an original and seven (7) copies of our Notice of Motion and Motion to Extend Time to File Respondents' Initial Brief and Designation of Matter and Proof of Service in the above-captioned matter. I also enclose a check for \$25.00 for the filing fee. Please return a filed copy to me in the self-addressed, stamped envelope enclosed for your convenience.

By copy of this letter, we hereby serve a copy of the above-stated documents on counsel of record.

With best regards, I am

Sincerely yours,


Gene M. Connell, Jr.

GMC,Jr.:sm
Enclosures

cc w/enc.: Emma Ruth Brittain, Esquire
O. Fayrell Furr, Jr./Karole K. Jensen

RECEIVED

SEP 11 2013

SC Court of Appeals