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Apr 24 2025

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. 2024-001558

CarMax Auto Superstores, Inc., Appellant,

v.

South Carolina Department of Revenue, Respondent.

MOTION FOR SECOND EXTENSION OF TIME TO FILE
APPELLANT'S INITIAL REPLY BRIEF

Pursuant to Rules 208(a)(3), 240, and 263 of the South Carolina Appellate Court Rules, Appellant CarMax Auto Superstores, Inc. ("CarMax") requests a ten-day extension of time to file its Initial Reply Brief in the above-captioned matter. This is CarMax's second request for an extension of this deadline.

This request is necessitated because counsels' other case demands and scheduling deadlines will not allow them to complete this brief within the current deadline. Currently, these filings are due on May 1, 2025. By our calculations, they would be due on Monday, May 12, 2025 with the additional ten-day extension. Counsel for Respondent South Carolina Department of Revenue consents to this extension.

Therefore, CarMax respectfully moves this Court for a ten-day extension of time to file its Initial Reply Brief in the above-captioned matter until **Monday, May 12, 2025**.

Respectfully submitted,

By: */s/ Bryson M. Geer*

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Counsel for Appellant CarMax Auto Superstores, Inc.

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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 REPLY BRIEF

Counsel Served:

Via E-Mail

Marcus D. Antley, Esq.

Jason P. Luther, Esq.

W. Allen Myrick, Esq.

South Carolina Department of Revenue

300A Outlet Pointe Blvd.

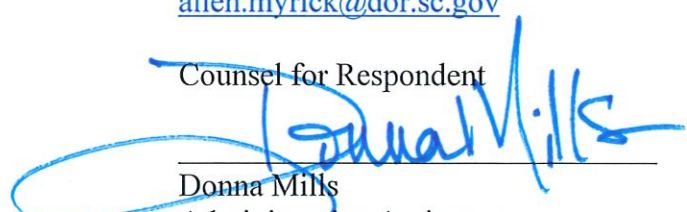
Columbia, SC 29210

marcus.antley@dor.sc.gov

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allen.myrick@dor.sc.gov

Counsel for Respondent



Donna Mills

Administrative Assistant

April 24, 2025

Donna Mills

From: Donna Mills
Sent: Thursday, April 24, 2025 1:58 PM
To: 'marcus.antley@dor.sc.gov'; 'Jason.Luther@dor.sc.gov'; Allen Myrick
Cc: Mitch Brown; John Von Lehe; Bryson Geer; Bobby Streisel
Subject: CarMax Auto Superstores, Inc. v. S.C. Department of Revenue; Case No. 2024-001558
Attachments: 2025.04.24 CarMax - F-L encl Appellant's Motion for 2nd Extension re Initial Reply Brief.pdf; 2025.04.24 CarMax - Motion for 2nd Extension re Initial Reply Brief.pdf; 2025.04.24 CarMax - (POS) Motion for 2nd Extension re Initial Reply Brief.pdf

Good afternoon,

Attached for service upon you in the above matter is correspondence with the Court concerning CarMax Auto Superstores, Inc.'s Motion for Second Extension of Time to File Appellant's Initial Reply Brief and the accompanying motion. We plan to file these with the Court shortly.

Please feel free to call me if you have any questions or concerns.

Thank you,



DONNA MILLS ADMINISTRATIVE ASSISTANT

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April 24, 2025

Via Email and Hand Delivery

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

RE: CarMax Auto Superstores Inc. v. S.C. Department of Revenue
Appellate Case No. 2024-001558
Our File No. 061342/09000

Dear Ms. Kitchings:

Enclosed please find CarMax Auto Superstores Inc.'s Motion for Second Extension of Time to File Appellant's Initial Reply Brief 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 this matter.

With kind regards,



Bryson M. Geer

BMG:dfm

Enclosures

cc: Marcus D. Antley, III, Esq.
Jason P. Luther, Esq.
W. Allen Myrick, Esq. (*all via email*)

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SC Court of Appeals

NELSON MULLINS RILEY & SCARBOROUGH LLP

ATTORNEYS AND COUNSELORS AT LAW

PO BOX 11070
COLUMBIA, SC 29211-1070

SYNOVUS BANK
COLUMBIA, SC

67-119
539

Date: April 23, 2025

Pay: Fifty and 00/100***** \$***50.00***

PAY TO THE ORDER OF: South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

NELSON MULLINS RILEY & SCARBOROUGH LLP
ORIGINAL SIGNATURE REQUIRED IF OVER \$500
VOID AFTER 180 DAYS

Memo: _____

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Vendor: Clerk, SC Court of Appeals Invoice#: 04232024 Date: 4/23/2025
- CRINV - - 04/23/25 - Motion Filing Fee - 2ND Request for Extension to
File Initial Reply Brief

Invoice Totals: \$50.00 \$50.00