
THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas

The Honorable Paul M. Burch, Circuit Court Judge

Case No.: 2013-000881

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OCT 07 2013
SC Court of Appeals

Melissa Baird and Chasity Baird, Respondents,

vs.

Omni Insurance Company, Appellant.

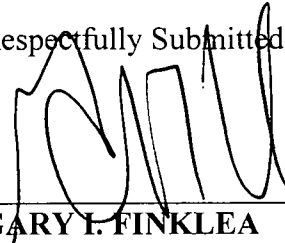
MOTION TO EXTEND TIME TO FILE RESPONDENT'S INITIAL BRIEF

You will please take notice that the undersigned attorney, appearing on behalf of the Respondents in the above-captioned matter, hereby requests the Court grant a period of an additional thirty (30) days to respond to the Initial Brief of the Appellant. The ground for the motion is that the parties are actively discussing settlement, and the opportunity to do so did not become ripe until the dismissal of a case with similar issues pending with the South Carolina Supreme Court, Omni Insurance Group v. La'Rissa Tidwell and Bristol West Insurance Company, Appellate Case Number 2012-211567. That case ended in an unpublished opinion without addressing the merits, and therefore, it does not necessarily provide presidential value to this case. However, in light thereof, the parties are now discussing settlement.

The movant certifies that the Appellant consents to the extension, as reflected in the attached email.

October 3, 2013
Florence, South Carolina

Respectfully Submitted,



GARY I. FINKLEA
Attorney for Respondents

Finklea Law Firm
814 W. Evans Street
Post Office Box 1317
Florence, SC 29503
Phone: (843) 317-4900
Fax: (843) 317-4910
E-mail: gfinklea@finklealaw.com

Gary I. Finklea

From: Drayton Hastie [draytonhastie@sc.rr.com]
Sent: Wednesday, September 25, 2013 6:11 PM
To: Gary I. Finklea
Subject: RE: REMINDER: Melissa Baird and Chasity Baird vs. Omni Insurance Company (9207.1)

Hi Gary:

Thanks for your time on the phone. Per our discussion, I consent to your request for an extension of time to file your appellate brief.

Best-

J. Drayton Hastie III
1417 Calhoun Street
Columbia, South Carolina 29201
Tel: 803.319.2157
Fax: 803.929.5333
draytonhastie@sc.rr.com

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Case No.: 2013-000881

Melissa Baird and Chasity Baird, Respondents,

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PROOF OF SERVICE

The undersigned, counsel for the Respondents, does hereby certify that he deposited in the United States Mail a copy of the Motion to Extend Time to File Respondent's Initial Brief dated October 3, 2013, the same being addressed to that person whose name and address appears below, this being done on October 3, 2013, and that sufficient postage was affixed thereto:

J. Drayton Hastie, III
1417 Calhoun Street
Columbia, SC 29201

Florence, South Carolina


GARY I. FINKLEA
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FINKLEA LAW FIRM
ATTORNEYS AND COUNSELORS AT LAW

Gary I. Finklea
Charlie J. Blake, Jr.
J. Gregory Hendrick
Joshua A. Bailey
B. Hicks Harwell, Jr.
(1933-2012)

October 3, 2013

V. Claire Allen, Deputy Clerk
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

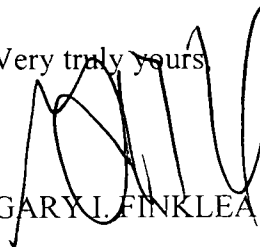
Re: Melissa Baird and Chasity Baird
vs. Omni Insurance Company
C/A#: 2013-00881
Our File No.: 9207.1

Dear Mrs. Allen:

Enclosed for filing in the above matter are an original and six (6) copies of the Motion to Extend Time to File Respondent's Initial Brief and Proof of Service. I would appreciate your office filing and returning the certified copies. I have also enclosed a firm check in the amount of \$25.00 representing the filing fee. I appreciate your assistance.

With kindest regards, I am

Very truly yours,



GARY I. FINKLEA

GIF:lda

Enclosures

cc: Melissa Baird
Chasity Baird
J. Drayton Hastie, III, Esquire, The Carolina Law Firm

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SC Court of Appeals

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