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Jun 13 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Jessica A. Salvini
Circuit Court Judge

Appellate Case No. 2024-002063

Jon Kane,

Appellant,

v.

Darien Applegate; Darien E. Applegate Trust;
Darien E. Applegate, Successor in Partnership;
Big Blue Allure, LLC; Allure Outdoor, LLC;
Allure Advertising, LLC; Lamar OCI South Corp.;
and Lamar Advertising, Defendants

Of which Darien Applegate, individually, and as Trustee of the Darien E. Applegate Trust, and as Successor in Partnership; Big Blue Allure, LLC; and Allure Outdoor, LLC; are the Respondents.

**APPELLANT’S MOTION FOR EXTENSION OF TIME
TO FILE INITIAL REPLY BRIEF AND ADDITIONAL DESIGNATION
OF MATTER TO INCLUDE IN THE RECORD ON APPEAL**

Pursuant to Rule 240, SCACR, Appellant Jon Kane, through his undersigned appellate counsel, respectfully requests an eleven (11) day extension of time to serve and file his Initial Reply Brief and Additional Designation of Matter to Include in the Record on Appeal. This is Appellant’s first request for an extension as to this filing. This extension is necessary because Appellate counsel

is currently preparing for oral argument in a separate matter that is scheduled for June 24, 2025 on a matter that was certified by this Court to the South Carolina Supreme Court. Appellant's Initial Reply Brief is currently due on June 23, 2025, just one day before argument. If this extension is granted, the new deadline for filing Appellant's Initial Reply Brief and Additional Designation of Matter to Include in the Record on Appeal would be July 7, 2025.

An eleven (11) day extension will serve the interests of justice and aid the Court by allowing appellate counsel adequate time to prepare a thorough and comprehensive Reply Brief addressing the legal and factual issues presented in this appeal, while also allowing counsel to prepare for oral argument on the certified case before the South Carolina Supreme Court.

Appellant does not request this extension for the purpose of delay, but rather to ensure that this Court receives a well-researched and carefully prepared Initial Reply Brief that will assist the Court in its review of the issues on appeal. Appellant also respectfully requests that this Honorable Court hold all deadlines in abeyance until an order has been issued on this Motion.

[Signature on following page]

Respectfully submitted,

THE LAW OFFICE OF JESSE SANCHEZ, LLC

s/Jesse Sanchez

Jesse Sanchez, Esq. (SC Bar No. 101906)
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Attorneys for Appellant Jon Kane

June 13, 2025
Mount Pleasant, South Carolina

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and Lamar Advertising, Defendants

Of which Darien Applegate, individually, and as Trustee of the Darien E. Applegate Trust, and as Successor in Partnership; Big Blue Allure, LLC; and Allure Outdoor, LLC; are the Respondents.

PROOF OF SERVICE

I, the undersigned, certify that I have contemporaneously served *Appellant's Motion for Extension of Time to File Initial Reply Brief and Additional Designation of Matter to Include in the Record on Appeal* on this 13th day of June 2025 on counsel for Respondents at her AIS-designated email addresses as set forth below:

Jennifer M. Houti, Esq.,
JAMES, McELROY & DIEHL, P.A.
jhouti@jmdlaw.com

Respectfully submitted,

THE LAW OFFICE OF JESSE SANCHEZ, LLC

s/Jesse Sanchez

Jesse Sanchez, Esq. (SC Bar No. 101906)

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(843) 814-8181

Attorney for Appellant

June 13, 2025

Mount Pleasant, South Carolina

June 13, 2025

VIA UNITED STATES FIRST CLASS MAIL
AND EMAIL (ctappfilings@sccourts.org)

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211



RE: Jon Kane, Appellant v. Darien Applegate, et al., Respondents
Appellate Case No. 2024-002063

Dear Ms. Kitchings:

Attached for filing, please find the following:

1. Appellant Jon Kane's *Motion for Extension of Time to File Initial Reply Brief and Additional Designation of Matter to Include in the Record on Appeal*, and
2. *Proof of Service* of the Motion on counsel for Respondents;

A check from my law firm for the filing fee of fifty dollars (\$50.00) has been deposited in today's outgoing mail. Thank you for your assistance with this matter. Should you have any questions or wish to discuss the filing, please do not hesitate to contact me directly.

Sincerely,

s/Jesse Sanchez_____

Jesse Sanchez (SC Bar No. 101906)

Attachments (as stated)

Cc: Jennifer M. Houti, Esq.
Daniel S. Slotchiver, Esq.
Matthew Z. Kelly, Esq.