

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

George C. James, Jr., Circuit Court Judge

RECEIVED

OCT 30 2013

SC Court of Appeals

70239

Appellate Case No. 2013-000022
Case No. 2011-CP-36-00588

Danny Abrams and Frances Abrams,Appellants,

v.

City of Newberry,Respondent,

**APPELLANTS' MOTION TO FILE
APPELLANTS' INITIAL BRIEF AND
DESIGNATION OF MATTER OUT OF TIME**

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT
APPEALS:

Appellants respectfully move this Court for an Order granting them
leave to file Appellants' Initial Brief and Designation of Matter out of time.

Counsel for Appellants represent to this Court that they have been
conscientious in their efforts to prepare Appellants' Initial Brief and
Designation of Matter; however, because of deadlines in other matters and


out of state travel, Appellants were unable to meet the original filing deadline. In the interest of not extending the time for briefing via a third motion for extension (thirty days), Appellants elected to take this procedural route to complete their briefing.

Appellants greatly appreciate the Court's time, attention, and assistance with regard to this request for leave to file Appellants' Initial Brief and Designation of Matter out of time. Appellants represent to this Court that counsel for Appellants consulted with counsel for Respondent and no objection was made.

Appellants greatly appreciate the Court's time, attention, and assistance with regard to this request.

Respectfully submitted,
COLLINS & LACY, P.C.

By:


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October 30, 2013
Columbia, South Carolina

ATTORNEYS FOR APPELLANTS

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PROOF OF SERVICE


I hereby certify that I served Appellants' Motion for Leave to File Appellants' Initial Brief and Designation of Matter Out of Time upon all parties, by placing a copy in the United States mail, postage prepaid, to all counsel of record on October 30, 2013, addressed to the following:

COUNSEL SERVED:

David L. Morrison, Esquire
Morrison Law Firm
7453 Irmo Drive, Suite B
Columbia, SC 29212

[SIGNATURE PAGE TO FOLLOW]

Respectfully submitted,
COLLINS & LACY, P.C.



By: _____

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**PROOF OF SERVICE –
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LEAVE TO FILE APPELLANTS’
INITIAL BRIEF AND
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OF TIME**

October 30, 2013
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