

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Benjamin H. Culbertson
Circuit Court Judge

70577

Case No.: 2012-CP-26-8652
Appellate Case No.: 2013-001178

TriStar Investors, Inc., Minerva Realty, LLC, and
Angeline JohnsonAppellants

v.

The Horry County Council and American Towers, LLCRespondents

RESPONDENT AMERICAN TOWERS, LLC'S
MOTION FOR EXTENSION OF TIME TO FILE
INITIAL BRIEF AND DESIGNATION OF MATTER

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ATTORNEYS FOR RESPONDENT
AMERICAN TOWERS, LLC

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SC Court of Appeals

December 4, 2013

Counsel for the Defendant, American Towers, LLC (“Respondent”), hereby respectfully moves the Court, pursuant to Rule 240(a), SCACR, for a thirty (30) day extension of time to file the Initial Brief and Designation of Matter to be included in the Record on Appeal.

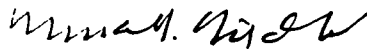
As a result of said Respondent’s counsel’s caseload and work schedule, Respondent respectfully contends that good cause exists for an extension of time to file its Initial Brief and Designation of Matter.

Wherefore, Respondent, American Towers, LLC contends that this appeal and the interest of justice will be served by granting said Respondent an extension of time, Respondent therefore respectfully prays the Court for an order granting this Respondent an extension of thirty (30) days to file its Initial Brief and Designation of Matter to be included in the Record on Appeal.

Accordingly, Respondent requests the Court to enter an Order enlarging the time up to and including January 6, 2014, for the Respondents to submit their Initial Brief and Designation of Matter to be included in the Record on Appeal.

Respectfully submitted:

By:



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ATTORNEYS FOR RESPONDENT
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Charleston, South Carolina
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PROOF OF SERVICE

I, Ann Skipper Ballenger, paralegal for the attorneys representing Respondent American Towers, LLC, hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleadings:

Respondent American Towers, LLC's Motion for Extension of Time to File
Initial Brief and Designation of Matter

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Counsel Served:


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December 4, 2013

Via FedEx (tracking no.: 797310929406)

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals Clerk of Court
1015 Sumter Street
Columbia, S.C. 29201

RE: *TriStar Investors, Inc., Minerva Realty, LLC, and Angeline Johnson v. The Horry County Council and American Towers, LLC*
Appellate Case No: 2013-001178
Our File No.: 01417

Dear Ms. Kitchings:

Enclosed herein please find one (1) original and seven (7) copies of Respondent American Towers, LLC's Motion for Extension of Time to File Initial Brief and Designation of Matter and a check in the amount of \$25.00 for the filing fee.

Please return one file-stamped copy of the motion to our office in the enclosed, self-addressed stamped envelope.

Please be advised that by copy of this letter, I am simultaneously serving opposing counsel and all involved parties with a copy of the same.

Thank you for your assistance. If you have any questions, please do not hesitate to contact me at your convenience.

With kindest regards, I am

Very truly yours,



Thomas S. Tisdale

TST:asb
Encs.

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SC Court of Appeals

December 4, 2013

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cc: Susan P. MacDonald, Esq.
Michael J. Anzelmo, Esq.
David C. Slough, Esq.
Thomas C. Brittain, Esq.
A. Preston Brittain, Esq.
Emma Ruth Brittain, Esq.
Arrigo P. Carotti, Esq., Horry County Attorney