

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM YORK COUNTY
Equity Court

The Honorable S. Jackson Kimball, III, Master-in-Equity

Case No. 2013-CP-46-1986

RECEIVED
NOV 27 2013
SC Court of Appeals

York County and Cultural Heritage
Commission of York County, Respondents,

v.

Culture and Heritage Foundation, Inc; Sustainable Development
Group, Inc.; SDG Properties, LLC; and CHF Property
Management, LLC, Appellants.

MOTION FOR EXTENSION OF TIME



Pursuant to Rules 240(c) and 263(b), SCACR, Appellants hereby submit the within motion for extension of the deadline for filing and serving a return (Motion) to Respondents' Motion to Dismiss and Immediately Remit Appeal (Motion to Dismiss).

The Motion to Dismiss was filed on Friday, November 22, 2013, with a copy provided electronically to counsel for Appellants that afternoon. Appellants received a hard copy of the Motion to Dismiss on Monday, November 25, 2013. Due to the Motion to Dismiss being served on the Friday before the Thanksgiving holiday, communication between counsel and the principals of Appellants is greatly limited. Travel schedules over

the holiday week make it very difficult for counsel to draft a return and have it reviewed and approved by the principals of Appellants prior to filing with the Court. Respondents in the trial court sought a continuance of their own emergency motion for temporary injunctive relief due to the vacation schedule of co-counsel, which Appellants did not oppose provided all pending matters were heard. Counsel for Appellants also need additional time beyond December 2, 2013 in order to discuss with their clients the substance of the return to the Motion to Dismiss. Through this Motion, Appellants seek an extension of ten (10) days, or until December 12, 2013, to file a return to the Motion to Dismiss.

WHEREFORE, Appellants respectfully request an extension of ten (10) days, or until December 12, 2013, to file a return to the Motion to Dismiss.

Respectfully submitted,

 w 

James W. Sheedy, S.C. Bar No. 5052
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Attorneys for Appellants

Date: 11/25/13

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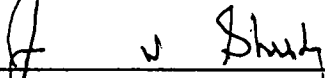
CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the date indicated below he served
counsel for Respondents with a copy of the *Motion for Extension of Time* by mailing
a copy of the same via First Class, U.S. Mail, postage-paid on the date set forth
below.

Brian A. Autry
Nexsen Pruet, LLC
P.O. Drawer 2426
Columbia, S.C. 29202-2426

Date: 11/25/13

Respectfully submitted,



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November 25, 2013

40526

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

**Re: York County and Cultural and Heritage Commission of York County v.
Culture and Heritage Foundation, Inc., et al
C.A. No.: 13-CP-46-1986**

Dear Ms. Kitchings:


Enclosed please find the original and seven (7) copies of a Motion for Extension of Time and a Certificate of Service in the above referenced matter. Please file the original and six copies with the records of your office and return a clocked copy to me in the enclosed envelope. I have also enclosed a check in the amount of \$25.00 for the motion fee.

By copy of this letter, I am serving the Motion for Extension of Time on counsel of record.

With kindest regards, I remain

Respectfully,

DRISCOLL SHEEDY, P.A.


James W. Sheedy

cc: William Easley
Jane Peeples
Brian Autry, Esq.

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