

108194

The State of South Carolina
In the Court of Appeals

RECEIVED

Appeal from Horry County
Court of Common Pleas

MAY 18 2026

SC Court of Appeals

Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No.: 2026-000769

Komonick Sinclair,

Appellant,

v.

Allen's Food Basket Inc.; Gabriel's Breakfast and Grill
at Allen's Food Basket, LLC d/b/a Gabriel's Grill;
Allen's Food Basket a/k/a Allen's Food Basket Grill;
Wesley Allen a/k/a J. Wesley Allen; Patricia A. Blanton;
J. Wesley Allen Revocable Living Trust; J. Wesley Allen
in his capacity as Trustee of the J. Wesley Allen
Revocable Living Trust; Patricia A. Blanton in her
capacity as Trustee of the J. Wesley Allen Revocable
Trust; Gabe Jackson a/k/a Gabriel Jackson; James D.
Lewis; & Shirley A. Lewis,

Defendants,

of which Wesley Allen a/k/a J. Wesley Allen; Patricia A.
Blanton; J. Wesley Allen Revocable Living Trust; J.
Wesley Allen in his capacity as Trustee of the J. Wesley
Allen Revocable Living Trust; & Patricia A. Blanton in
her capacity as Trustee of the J. Wesley Allen
Revocable Trust,

Respondents,

**Motion for Extension of Time to File Initial Brief and
Designation of Matter**

Pursuant to Rules 240 and 263(b), SCACR, Appellant Komonick Sinclair
respectfully requests a thirty (30) day extension to file his Initial Brief and

Designation of Matter to be Included in the Record on Appeal. This is Appellant's first request for an extension of these deadlines. The court reporter delivered the transcript to counsel for Appellant on April 24, 2026. Therefore, the current deadline is May 26, 2026. If granted, the new deadline for filing would be June 25, 2026.

Smith Born Leventis Taylor & Vega, LLC

s/James D. George, Jr.

James D. George, Jr. (S.C. Bar No.: 103634)

2801 Devine Street, Suite 300

Columbia, South Carolina 29206

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jgeorge@sbltv.law

&

Wright Injury Law, LLC

P. Brooke Eaves Wright (S.C. Bar No.: 102021)

4214 Mayfair St., Unit A

Myrtle Beach, South Carolina 29577

(843) 380-8004

Brooke@thewrightinjurylawyer.com

Attorneys for Appellant

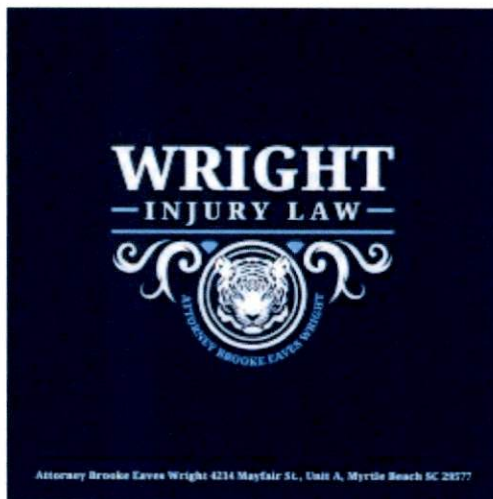
May 18, 2026

From: Tammy Tammy@thewrightinjurylawyer.com 
Subject: FW: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26
Date: May 15, 2026 at 2:27 PM
To: James D. George Jr. jgeorge@sbltv.law
Cc: Brooke Wright Brooke@thewrightinjurylawyer.com



Sincerely,

Tammy Jordan
Litigation Case Manager and Paralegal
for Attorney Brooke Eaves Wright
WRIGHT INJURY LAW LLC
4214 Mayfair St., Unit A
Myrtle Beach, SC 29577
Phone: 843-839-2008
Fax: 1-843-589-1329
Email: Tammy@thewrightinjurylawyer.com



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From: info <info@LegalEagleInc.com>
Sent: Friday, April 24, 2026 9:36 AM
To: Velvet Mills <vmills@LegalEagleInc.com>; Tammy <Tammy@thewrightinjurylawyer.com>
Cc: info <info@LegalEagleInc.com>
Subject: RE: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26

Tammy,

Attached are the transcript and invoice for the above referenced matter. If you have any questions after the review of the transcript, please let us know. We would be happy to revisit any concerns. Thank you.



Kevin Dehlinger
Director of Operations

M (864) 444-4219 | P (864) 467-1373
E kdehlinger@legaleagleinc.com

107 LeGrand Blvd., Greenville, SC 29607
www.LegalEagleInc.com



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From: Velvet Mills <vmills@LegalEagleInc.com>
Sent: Thursday, April 16, 2026 8:31 AM
To: Tammy <Tammy@thewrightinjurylawyer.com>; Jessica Antonucci <jantonucci@LegalEagleInc.com>
Cc: Transcripts <transcripts@sccourts.org>; info <info@LegalEagleInc.com>
Subject: Re: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26

Tammy,

This one was ordered under our standard delivery service and is due back on 4/24. We will send it to you, along with the invoice, once it's received back from the transcriber.

Thank you,



Velvet Mills
Transcript Manager | Legal Eagle





Transcript Manager | Legal Eagle



M (864) 325-5486 | P (864) 467-1373
E vmills@legaleagleinc.com

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From: Tammy <Tammy@thewrightinjurylawyer.com>
Sent: Wednesday, April 15, 2026 4:57 PM
To: Velvet Mills <vmills@LegalEagleInc.com>; Jessica Antonucci <jantonucci@LegalEagleInc.com>
Cc: Transcripts <transcripts@sccourts.org>; info <info@LegalEagleInc.com>
Subject: RE: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26

Good afternoon

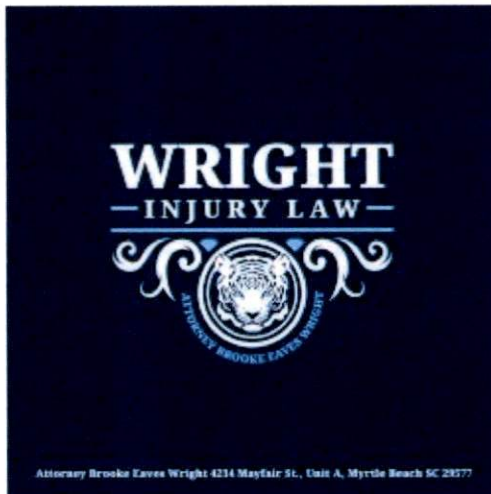
Just wanted to touch base with you this transcript.

Thank you!

Sincerely,

Tammy Jordan
Litigation Case Manager and Paralegal
for Attorney Brooke Eaves Wright
WRIGHT INJURY LAW LLC
4214 Mayfair St., Unit A
Myrtle Beach, SC 29577

Phone: 843-839-2008
Fax: 1-843-589-1329
Email: Tammy@thewrightinjurylawyer.com



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From: Velvet Mills <vmills@LegalEagleInc.com>
Sent: Thursday, March 26, 2026 3:00 PM
To: Tammy <Tammy@thewrightinjurylawyer.com>; Jessica Antonucci <jantonucci@LegalEagleInc.com>
Cc: Transcripts <transcripts@sccourts.org>; info <info@LegalEagleInc.com>
Subject: Re: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26
Importance: High

Hi Tammy,

This is not a long hearing and would not take the 60 days to get it back to you. We should have this back to you the week of the 13th. Does that work for your turnaround time needed?



Velvet Mills
Transcript Manager | Legal Eagle

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E vmills@legaleagleinc.com





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From: Tammy <Tammy@thewrightinjurylawyer.com>
Sent: Thursday, March 26, 2026 12:02 PM
To: Jessica Antonucci <jantonucci@LegalEagleInc.com>
Cc: Transcripts <transcripts@sccourts.org>; info <info@LegalEagleInc.com>; Velvet Mills <vmills@LegalEagleInc.com>
Subject: RE: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26

Yes, we approved the invoice fee and are authorizing you to proceed.

Since it was not a long hearing do you anticipate that it would not take 60 days to provide to us. I didn't request expedited but wondered what the turn around typically is.

These are the other attorneys and their email addresses.

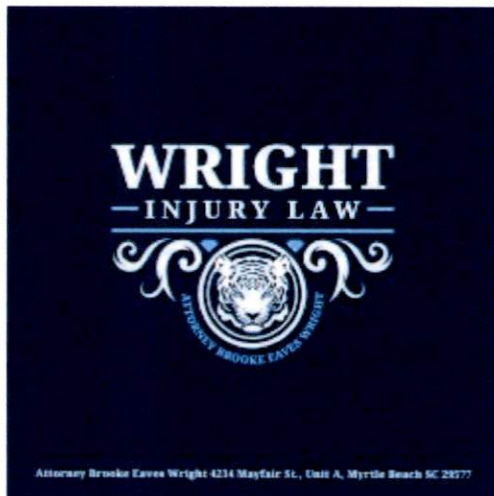
Harrison Berry
Harrison.Berry@mgclaw.com

David Haar
David@longbaylawyers.com

Thank you!

Sincerely,

Tammy Jordan
Litigation Case Manager and Paralegal
for Attorney Brooke Eaves Wright
WRIGHT INJURY LAW LLC
4214 Mayfair St., Unit A
Myrtle Beach, SC 29577
Phone: 843-839-2008
Fax: 1-843-589-1329
Email: Tammy@thewrightinjurylawyer.com



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From: Jessica Antonucci <jantonucci@LegalEagleInc.com>
Sent: Thursday, March 26, 2026 11:54 AM
To: Tammy <Tammy@thewrightinjurylawyer.com>
Cc: Transcripts <transcripts@sccourts.org>; info <info@LegalEagleInc.com>; Velvet Mills <vmills@LegalEagleInc.com>
Subject: RE: Transcript Request - Komonick Sinclair vs. Allens Food Basket 3-2-26

Priscilla,

Today, Legal Eagle was assigned your transcript request in the above referenced matter. Based upon our review of the records, it appears this transcript will be approximately 20 pages long. The following was indicated on the request form:

- Standard Delivery (60 Days)

- PDF/Email Requested

The estimated standard delivery cost for this transcript is \$85.00.

Please note that the page estimate is not guaranteed. The price indicated above is an approximation based on the audio length. The actual cost and page count may vary due to several factors including but not limited to speech rate, side bars, Q&A v Colloquy, and hearing type. A final invoice will be sent when the transcript is completed.

Please include any attorneys who were present at each hearing and who they represented with your confirmation as the attorneys are not always introduced in the audio.

Once you have authorized us to proceed by responding to this email, we will place your transcript inline for production with a 60-day due date, although transcripts are usually completed much earlier. An invoice will be provided with your final transcript. If you have any questions, please let us know.

Thank you,



Jessica Antonucci

Court Reporting Scheduler

M (864) 361-0316 | P (864) 467-1373

E jantonucci@legaleagleinc.com

107 LeGrand Blvd., Greenville, SC 29607

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**Sinclair v. Allens Foods 3-2-26
Transcript.pdf**
76 KB



Invoice 110299.pdf
219 KB



The State of South Carolina
In the Court of Appeals

RECEIVED

MAY 18 2026

SC Court of Appeals

Appeal from Horry County
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No.: 2026-000769

Komonick Sinclair,

Appellant,

v.

Allen's Food Basket Inc.; Gabriel's Breakfast and Grill at Allen's Food Basket, LLC d/b/a Gabriel's Grill; Allen's Food Basket a/k/a Allen's Food Basket Grill; Wesley Allen a/k/a J. Wesley Allen; Patricia A. Blanton; J. Wesley Allen Revocable Living Trust; J. Wesley Allen in his capacity as Trustee of the J. Wesley Allen Revocable Living Trust; Patricia A. Blanton in her capacity as Trustee of the J. Wesley Allen Revocable Trust; Gabe Jackson a/k/a Gabriel Jackson; James D. Lewis; & Shirley A. Lewis,

Defendants,

of which Wesley Allen a/k/a J. Wesley Allen; Patricia A. Blanton; J. Wesley Allen Revocable Living Trust; J. Wesley Allen in his capacity as Trustee of the J. Wesley Allen Revocable Living Trust; & Patricia A. Blanton in her capacity as Trustee of the J. Wesley Allen Revocable Trust,

Respondents,

Certificate of Service

The undersigned hereby certifies that on May 18, 2026, he served counsel for Respondents the Appellant's Motion for Extension of Time for Filing his Initial Brief and Designation of Matter by emailing a copy of the same to the below mailing and email addresses as maintained in the attorney information system:

Dominic A. Starr
J. Harrison Berry
2411 North Oak Street, Suite 401
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dominic.starr@mgclaw.com
harrison.berry@mgclaw.com

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david@longbaylawyers.com

Smith Born Leventis Taylor & Vega, LLC

s/James D. George, Jr.
James D. George, Jr. (S.C. Bar No.: 103634)
2801 Devine Street, Suite 300
Columbia, South Carolina 29206
(803) 929-3600
jgeorge@sbltv.law

May 18, 2026

From: James D. George Jr. JGeorge@sbltv.law
Subject: Sinclair v. Allens Food Basket Inc. et. al. 2026-000769 Motion for Extension

Date: May 18, 2026 at 2:59 PM

To: dominic.starr@mgclaw.com, harrison.berry@mgclaw.com, dmacdonald@machickslaw.com, david@longbaylawyers.com

Cc: Brooke Wright Brooke@thewrightinjurylawyer.com, Latonya M. Smalls lsmalls@sbltv.law, Tammy Tammy@thewrightinjurylawyer.com



Good afternoon:

Attached please find Appellant's Motion for Extension of Time to File his Initial Brief and Designation of Matter to be Included in the Record on Appeal. The same will be hand delivered to the court with a copy of this email and the filing fee later this afternoon.

Best,

JDG

Motion For Extension Sinclair All Documents for Service.pdf



Jamie George
Attorney
Smith, Born, Leventis, Taylor & Vega
(803) 509-5837
jgeorge@sbltv.law

William L. Smith, II
C. Daniel Vega
Jacob D. Born
Peter P. Leventis, IV
George A. Taylor
James C. Sproat
James D. George
R. Lawton Harper
Virginia C. Kendall



PO Box 5070
Columbia, SC 29250
Phone: 803.766.7650
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May 18, 2026

Via Hand Delivery

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate St.
Columbia, South Carolina 29211

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MAY 18 2026

SC Court of Appeals

Re: Komonick Sinclair vs. Allen's Food Basket Inc.; Gabriel's Breakfast and Grill at Allen's Food Basket, LLC d/b/a Gabriel's Grill; Allen's Food Basket a/k/a Allen's Food Basket Grill; Wesley Allen a/k/a J. Wesley Allen; Patricia A. Blanton; J. Wesley Allen Revocable Living Trust; J. Wesley Allen in his capacity as Trustee of the J. Wesley Allen Revocable Living Trust; Patricia A. Blanton in her capacity as Trustee of the J. Wesley Allen Revocable Trust; Gabe Jackson a/k/a Gabriel Jackson; James D. Lewis; & Shirley A. Lewis.

Appellate Case No.: 2026-000769

Transcript Receipt

Motion for Extension

Dear Ms. Kitchings:

I am writing to seek a thirty (30) day extension of time to file Appellant Komonick Sinclair's Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above referenced matter.

The transcript of the underlying proceeding was received on April 24, 2026. Therefore, the current deadline for filing is May 26, 2026.

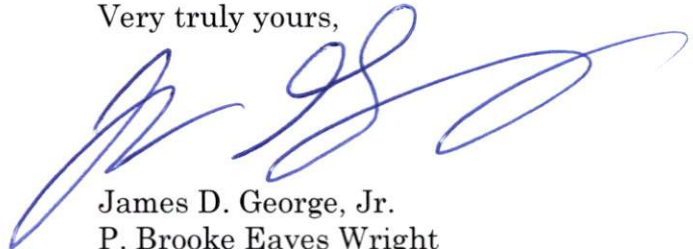
If granted, the new deadline for filing Appellant Komonick Sinclair's Initial Brief and Designation of Matter to be Included in the Record on Appeal would be June 25, 2026.

With this letter, please find Appellant Komonick Sinclair's:

1. Motion for Extension of Time to file his Initial Brief and Designation of Matter to be Included in the Record on Appeal;
2. Email from the court reporter showing the transcript was delivered on April 24, 2026;
3. Proof of Service; and,
4. Filing fee (\$50.00).

Thank you for your assistance in this matter.

Very truly yours,

A handwritten signature in blue ink, appearing to be 'James D. George, Jr.', written in a cursive style.

James D. George, Jr.
P. Brooke Eaves Wright
Attorneys for the Appellant

cc: James Harrison Berry
Dominic Allen Starr
David C. Haar
Daniel J. McDonald, Sr.
Gabe Jackson a/k/a Gabriel Jackson
Allen's Food Basket, Inc.
Gabriel's Breakfast and Grill at Allen's Food Basket, LLC d/b/a Gabriel's Grill
Allen's Food Basket a/k/a Allen's Food Basket Grill