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Jun 26 2026
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Hon. Benjamin Alex Hyman, Circuit Court Judge

Case No.: 2025-CP-26-08430
Appellate Case No.: 2026-001016

Crazy Horse Saloon and Restaurant, Inc., Samantha Christian, Melissa Ferguson, Amy Robinson, and Carlos Castillo..... Respondents,

v.

The Town of Atlantic Beach..... Appellant,

v.

Dog Leg Right, LLC, Backbay Group, LLC, Michael J. Peter, Thomas P. Hughes, and Laura Jean Watson Respondents.

**APPELLANT’S UNOPPOSED FIRST MOTION FOR EXTENSION OF TIME
TO FILE INITIAL BRIEF**

Appellant Atlantic Beach, by and through counsel, respectfully moves the Court, pursuant to Rules 240 and 263, SCACR, for entry of an order extending the time within which the Town may file its initial brief by sixty (60) days. The grounds for this motion are as follows:

1. The Town’s initial brief is currently due on June 29, 2026.
2. The Town’s lead counsel, Scott D. Bergthold, has been engaged in extensive travel across the country for depositions three of the last four weeks for a trial set to begin this summer.

3. Counsel also filed two briefs Thursday, June 25, 2026.
4. In addition, the parties have discussed a potential resolution of this matter. The Town requires additional time to determine whether the parties can reach a resolution.
5. Accordingly, the Town respectfully requests that this Court enter an Order extending the deadline for the Town's initial brief by sixty (60) days, so as to make the new deadline August 28, 2026.
6. This motion is supported by the grounds set forth herein and the South Carolina Appellate Court Rules. Counsel for the Town conferred with counsel for Respondents and can state that Respondents do not oppose this requested extension.

Respectfully submitted,

s/ Virginia P. Bozeman

Virginia P. Bozeman, S.C. Bar # 104939

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Attorneys for Appellant Atlantic Beach

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PROOF OF SERVICE

I certify that on June 26, 2026, I served all counsel in this action with a copy of **Appellant's First Motion for Extension of Time To File Initial Brief** via electronic mail, to the following addresses:

William H. Monckton VI,
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Monckton, Hembree & Humphries, P.A.

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Law Offices of Luke Lirot, P.A.

Attorneys for Respondents

Respectfully submitted,

s/ Virginia P. Bozeman

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June 26, 2026

VIA: ELECTRONIC MAIL

Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

Re: The Town of Atlantic Beach v. Crazy Horse Saloon, et al.
Case No.: 2026-001016

Dear Ms. Kitchings:

Attached please find Appellant's, The Town of Atlantic Beach's, Unopposed First Motion for Extension of Time to File Initial Brief and Proof of Service in the matter referenced above. I would ask that you file the original and return a file-stamped copy to me at gbozeman@popeflynn.com.

By copy of this letter, I am hereby serving a copy of the same on all counsel of record via electronic mail.

Thank you for your assistance.

If you need additional information, please do not hesitate to contact me.

Very truly yours,

s/ Virginia P. Bozeman
Virginia P. Bozeman

VPB/sla
Enclosure

cc: William H. Monckton, Esq. (via email)
Luke Lirot, Esq. (via email)
Scott Bergthold, Esq. (via e-mail)

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