

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

G. Thomas Cooper, Jr., Circuit Court Judge

Case No. 2012-CP-40-3924
Appellate Case No. 2013-002295

Linda Rodarte, J. Perry Kimball, George M. Lee, III,
Mena H. Gardiner and John Love,

of which
George M. Lee, III, Mena H. Gardiner and John Love.....Appellants,

v.

The University of South Carolina & The University of
South Carolina Gamecock Club.....Respondents.

**SECOND MOTION FOR EXTENSION OF TIME TO FILE
APPELLANTS' INITIAL BRIEF AND DESIGNATION OF MATTER**

The undersigned counsel for the Appellants George M. Lee, III, Mena H. Gardiner and John Love respectfully requests an extension of time to file and serve the Appellants' Initial Brief and Designation of Matter in the above-captioned appeal. Appellant respectfully requests an extension of seven (7) days with a new due date of January 3, 2014.

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This motion is based on the following grounds:

1. This Court graciously granted Appellants' Motion for Extension of Time to File Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal, which extended the deadline from December 4, 2013 to the current deadline of December 27, 2013.

2. The undersigned counsel for the Appellants has become ill and he is not able to enlist additional assistance as his law firm is closed until next week and the firm will also be closed New Year's Day. Because of the illness and conflicting holiday schedule, undersigned counsel needs the requested additional time to file and serve the Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal.

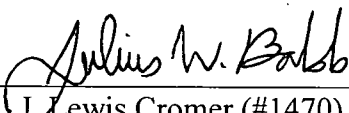
4. The Respondents' counsel has been consulted and has kindly consented to the requested extension.

WHEREFORE, the Appellants' counsel respectfully requests that he be allowed additional time, through and including January 3, 2014, in which to file and serve Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal.

[Signature Block on Following Page]

December 27, 2013

J. LEWIS CROMER & ASSOCIATES, LLC

BY: 

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Julius W. Babb, IV (#77216)
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Attorneys for Plaintiff

Other Counsel of Record:

Robert E. Stepp, Esquire
Bess J. DuRant, Esquire
Sowell Gray
1310 Gadsden Street
P. O. Box 11449
Columbia, SC 29211
Counsel for Respondents

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Mena H. Gardiner and John Love,

of which

George M. Lee, III, Mena H. Gardiner and John Love.....Appellants,

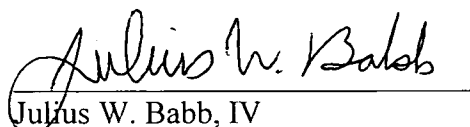
v.

The University of South Carolina & The University of
South Carolina Gamecock Club,.....Respondents.

PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time to File Appellants' Initial Brief and Designation of Matter on Respondents' counsel by depositing a copy of it in the United States Mail, postage prepaid, on December 27, 2013, addressed to their attorneys of record, Robert E. Stepp, Esquire and Bess J. DuRant, Esquire, Sowell Gray, 1310 Gadsden Street, P. O. Box 11449, Columbia, SC 29211.

December 27, 2013



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**J. LEWIS CROMER
& ASSOCIATES L.L.C.**

ATTORNEYS AND COUNSELORS AT LAW

J. LEWIS CROMER
JULIUS W. BABB, IV • J. PAUL PORTER
ASHLEY C. STORY • RYAN K. HICKS

December 27, 2013

Via Hand Delivery

Hon. Jenny Abbott Kitchings
Clerk of Court
S.C. Court of Appeals
Filing Desk
1205 Pendleton Street, 1st Floor
Columbia, SC 29201

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Re: ***Lee, Gardiner & Love v. The University of SC & The University of SC Gamecock Club***
Appellate Case No. 2013-002295

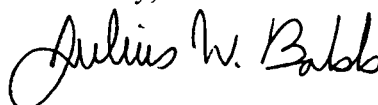
Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of Appellant's Motion for Extension of Time to File Appellants' Initial Brief & Designation of Matter and Certificate of Service in connection with the above referenced matter. Please return the additional copy for our records. Also enclosed please find a check in the amount of \$25.00, representing the motion filing fee for same.

By copy of this letter to counsel of record, we are serving a copy of same to them.

With kind regards, I remain

Sincerely,



Julius W. Babb, IV

Enclosures

cc: Robert E. Stepp, Esquire
Bess J. DuRant, Esquire

