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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Court Of Common Pleas

Marvin H. Dukes, III, Circuit Court Judge

Appellate Case No. 2026-001492
Case No. 2024-CP-07-00650

Dalton Nathaniel Mickel.....Respondent,

v.

Clarence Dion Burgess, III and Royal Fam Trucking, LLC..... Appellants.

**MOTION FOR EXTENSION OF TIME TO FILE RESPONDENT'S INITIAL BRIEF
AND DESIGNATION OF MATTER**

Pursuant to Rules 240 and 263(b) of the South Carolina Appellate Court Rules, Appellants Clarence Dion Burgess, III and Royal Fam Trucking, LLC (hereinafter "Appellants") respectfully request a thirty (30) day extension to file their initial brief and designation of matter. This is Appellants' first request for an extension of this deadline. Appellants respectfully request this extension on the grounds that their counsel's time for the past several weeks has been devoted to matters in the Circuit Court in which injunctive relief has been sought on an emergent basis. As a result, additional time is needed for Appellants' initial brief and designation of matter.

The current deadline for Appellants to file their initial brief and designation of matter is September 11, 2026. Should this Court grant the instant request for a thirty (30) day extension, Appellants' initial brief and designation of matter would be due on October 12, 2026. Appellants

request that the current deadline of September 11, 2026 be held in abeyance pending the Court's consideration and resolution of this Motion.

Respectfully submitted,

s/Curtis L. Ott
William Joseph Horvath, Esq.
Turner, Padget, Graham & Laney, P.A.
P.O. Box 22129
Charleston, SC 29413
whorvath@turnerpadget.com

-and-

Gray T. Culbreath, SC Bar No. 11907
Curtis L. Ott, SC Bar No. 66145
Gallivan, White & Boyd, P.A.
1201 Main Street, Suite 1200
Columbia, SC 29201
gculbreath@gwblawfirm.com
cott@gwblawfirm.com

Attorneys for Appellants

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v.

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PROOF OF SERVICE

This is to certify that the undersigned counsel has caused to be served this day the original **Motion for Extension of Time to File Appellants Clarence Dion Burgess, III and Royal Fam Trucking, LLC's Initial Brief and Designation of Matter** via electronic mail to the address stated in the Supreme Court Order 2022-05-06-03 and in accordance with Rule 262, SCACR and additionally via electronic mail to the following counsel of record in this matter as set forth below:

James Garrett Biggart, II, Esq.
Michael Cooper Klaasmeyer, Esq.
Jonathan David Graham, Esq.
Morgan & Morgan, P.A.
4401 Belle Oaks Drive, Suite 300
North Charleston, SC 29405
jbiggart@forthepeople.com
cooper.klaasmeyer@forthepeople.com
jgraham@forthepeople.com

Attorneys for Respondent Dalton Nathaniel Mickel

A copy of the email serving the aforementioned to all counsel of record is attached hereto.

Respectfully submitted,

s/Curtis L. Ott
William Joseph Horvath, Esq.
Turner, Padget, Graham & Laney, P.A.
P.O. Box 22129
Charleston, SC 29413
whorvath@turnerpadget.com

-and-

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Gallivan, White & Boyd, P.A.
1201 Main Street, Suite 1200
Columbia, SC 29201
gculbreath@gwblawfirm.com
cott@gwblawfirm.com

Attorneys for Appellants

September 9, 2026

Jillian Hansen

From: Jillian Hansen
Sent: Wednesday, September 9, 2026 4:01 PM
To: 'jbiggart@forthepeople.com'; 'cooper.klaasmeyer@forthepeople.com'; 'jgraham@forthepeople.com'
Cc: Gray Culbreath; Curtis Ott; 'whorvath@turnerpadget.com'
Subject: RE: 10056-83 Mickel v. Burgess (Appeal) - Motion for Extension
Attachments: [FINAL] Ltr SC CoA encl Motion for Extension.pdf; [FINAL] Motion for Extension of Time - Initial Brief & DOM.pdf; [FINAL] Proof of Service - Motion for Extension.pdf

Categories: GTC

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SC Court of Appeals

Good afternoon,

Attached hereto and served upon you, please find Appellants' Motion for Extension of Time and correspondence which will be submitted to the South Carolina Court of Appeals today. A copy of this message will be affixed to the Proof of Service, which will also be submitted today.

Kind regards,
Jillian



Jillian Hansen
Paralegal
jhansen@gwblawfirm.com

Gallivan, White & Boyd P.A.
1201 Main Street | Suite 1200 | Columbia SC 29201
803 724 1702 Direct | 803 779 1833 Main | 803 779 1767 Fax
Mailing Post Office Box 7368 | Columbia SC 29202

[vCard](#) | [BioURL](#) | [Website](#)

This message is from the law firm Gallivan, White & Boyd, PA and may be a confidential and privileged legal communication to the named recipient(s). If you receive this message in error or are not the named recipient(s), please notify the sender and delete this email. Thank you.

September 9, 2026

VIA HAND DELIVERY & EMAIL

Ms. Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201
ctappfilings@sccourts.org

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SC Court of Appeals

Re: *Dalton Nathaniel Mickel v. Clarence Dion Burgess, III and Royal Fam Trucking, LLC*
Richland County C/A No. 2025-CP-40-07916
Appellate Case No. 2026-001492
GWB File No. 10056-83

Dear Ms. Kitchings:

Enclosed herewith, please find courtesy copies of Appellants Clarence Dion Burgess, III and Royal Fam Trucking, LLC's Motion for Extension of Time to File Initial Brief and Designation of Matter pursuant to Rules 240 and 263(b), SCACR, as well as its corresponding Proof of Service. These documents have already been submitted for electronic filing in accordance with Supreme Court Order 2022-05-06-03 and Rule 262, SCACR.

Also enclosed is my firm's check in the amount of Fifty and No/100 Dollars (\$50.00) for payment of the associated filing fee.

Please feel free to contact me should you have any questions.

Sincerely,

GALLIVAN, WHITE & BOYD, P.A.



Curtis L. Ott

CLO/jh

Enclosures: As Stated

cc: All Counsel of Record (*via email only*)