

From: [Rhett D. Klok](#)
To: [Court Of Appeals Filings](#); [Tyler Adams](#); [Nicole Nedrich](#)
Cc: [Philip Cristaldi](#); [Victoria Smith](#)
Subject: Re: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533
Date: Monday, October 12, 2026 3:46:13 PM
Attachments: [image002.png](#)
[image005.png](#)
[image.png](#)
[Capo No Objection Letter to Clerk SIGNED.pdf](#)

*** **EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Dear Ms. Kitchings:

Please find attached Respondent's response to Appellant's first request for an extension of time to serve and file the initial brief and Designation of Matter. Respondent does not object to the request.

All counsel of record are copied on this e-mail.

Could you please let us know whether a filing fee is required for this response? If so, we will remit it promptly.

Please also note that I am in trial for the next nine days and will have limited availability to respond. Please copy Ms. Smith on any reply so that nothing is delayed.

Thank you for your assistance.

Respectfully,

Rhett Daniel Klok



Rhett D. Klok, Esq.

 843.375.1260

 843.819.5950

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From: Court Of Appeals Filings <ctappfilings@sccourts.org>
Sent: Monday, October 12, 2026 10:47 AM
To: Tyler Adams <tadams@rclawsc.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>; Nicole Nedrich <nnedrich@rclawsc.com>
Cc: Philip Cristaldi <pcristaldi@rclawsc.com>; Rhett D. Klok <rklok@kloklaw.com>; Victoria Smith <victoria@victoriasmithlegal.com>
Subject: RE: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533

Dear Counsel:

The Court has received your filing. A stamped copy is attached for your records.

Thank you.

From: Tyler Adams <tadams@rclawsc.com>
Sent: Monday, October 12, 2026 10:43 AM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>; Nicole Nedrich <nnedrich@rclawsc.com>
Cc: Philip Cristaldi <pcristaldi@rclawsc.com>; Rhett D. Klok <rklok@kloklaw.com>; Victoria Smith <victoria@victoriasmithlegal.com>
Subject: RE: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533

***** EXTERNAL EMAIL:** This email originated from outside the organization. Please exercise caution before clicking any links or opening attachments. ***

Dear Ms. Kitchings:

Please find attached Appellant's letter regarding Appellant's first request for an extension of time to serve the initial brief and Designation of Matter. The letter responds to the Court's letter of September 25, 2026. A copy is being mailed to the Court today with the \$50.00 filing fee.

All counsel of record is copied on this email.

Should you have any questions or require anything further, please do not hesitate to contact me directly. Thank you for your time and consideration.

Respectfully,

Tyler Adams



Tyler Adams
Associate Attorney
Ross & Cristaldi, LLC
765 Long Point Road, Ste. 101
(843) 329-4040
tadams@rclawsc.com

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From: Tyler Adams

Sent: Tuesday, September 22, 2026 12:22 PM

To: 'Court Of Appeals Filings' <ctappfilings@sccourts.org>; Nicole Nedrich <nnedrich@rclawsc.com>

Cc: Philip Cristaldi <pcristaldi@rclawsc.com>; Rhett D. Klok <rklok@kloklaw.com>; Victoria Smith <victoria@victoriasmithlegal.com>

Subject: RE: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533

Good afternoon,

By its order filed September 10, 2026, the Court denied Respondent's Rule 240, SCACR, motion to dismiss the appeal, lifted the abeyance, and directed Appellant to notify the Court upon receipt of the transcript so that the briefing schedule could be calculated. Consistent with that directive, Appellant advised the court that they received the transcript.

Appellant respectfully requests to confirm if the Court calculates the thirty-day period from the September 10, 2026, order resolving the motion to dismiss, or from another date.

Thank you for your assistance. A copy of September 10, 2026, order is attached for your convenience.

Thank you,

Tyler Adams



Tyler Adams
Associate Attorney
Ross & Cristaldi, LLC
765 Long Point Road, Ste. 101
(843) 329-4040
tadams@rclawsc.com

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From: Court Of Appeals Filings <ctappfilings@sccourts.org>
Sent: Monday, July 20, 2026 4:07 PM
To: Nicole Nedrich <nnedrich@rclawsc.com>; Court Of Appeals Filings <ctappfilings@sccourts.org>
Cc: Tyler Adams <tadams@rclawsc.com>; Philip Cristaldi <pcristaldi@rclawsc.com>; Rhett D. Klok <rklok@kloklaw.com>; Victoria Smith <victoria@victoriasmithlegal.com>
Subject: RE: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533

The Court has received your filing. A stamped copy is attached for your records.

Thank you!

From: Nicole Nedrich <nnedrich@rclawsc.com>
Sent: Monday, July 20, 2026 3:41 PM
To: Court Of Appeals Filings <ctappfilings@sccourts.org>
Cc: Tyler Adams <tadams@rclawsc.com>; Philip Cristaldi <pcristaldi@rclawsc.com>; Rhett D. Klok <rklok@kloklaw.com>; Victoria Smith <victoria@victoriasmithlegal.com>
Subject: RE: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533

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Good afternoon,

Please find attached ***Appellant, Active Day, Inc.'s Motion in Return in Opposition to Respondent's Motion to Dismiss Appeal and Exhibits 1-2*** in the above referenced matter to be filed.

Additionally, pursuant to Section (b)(2) of the Supreme Court's Order Methods of Electronic Filing and Service, we have placed a check in the mail as a filing fee for this Motion in Return.

Please let us know if you need any additional information or have any questions.

Thank you!



Nicole Nedrich
Paralegal
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nnedrich@rclawsc.com

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From: Evans-Pryor, Khee'Asia <kpryor@sccourts.org>

Sent: Monday, July 13, 2026 2:48 PM

To: Philip Cristaldi <pcristaldi@rclawsc.com>; Tyler Adams <tadams@rclawsc.com>; smithvn2@gmail.com; rklok@kloklaw.com

Cc: Katelyn Hart <khart@rclawsc.com>; taadams212@gmail.com; victoria@victoriasmithlegal.com; awalton@kloklaw.com

Subject: Paul Thomas Capo, Jr. v. Active Day, Inc.- 2026-001533

Dear Counsel,

Attached please find correspondence from the Court of Appeals.

Please *do not respond to this email*. Send all correspondence to ctappfilings@sccourts.org. **Any parties not included in this email will receive the attached correspondence via US Mail.**

Respectfully,

Khee'Asia Evans-Pryor
Appeals Specialist

South Carolina Court of Appeals
1220 Senate Street, Columbia, SC 29201



Contact Us:

E-filing: ctappfilings@sccourts.org

Phone: 803-734-1890

Website: www.sccourts.org

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