

**The State Of South Carolina
In The Court Of Appeals**

Appeal From Aiken County
Court Of Common Pleas
The Honorable Doyet A. Early, Iii Circuit Court Judge
The Honorable Clifton Newman, Circuit Court Judge

Civil Action No.: 2011-CP-02-00868

Paige Weeks Johnson, as Personal Representative
of the Estate of Christie Lane Valenzuela,

versus

Sam English Grading, Inc.,

-and-

Civil Action No.: 2012-CP-02-01225

Michael Lee Valenzuela,

versus

Sam English Grading, Inc.,
Chris W. English, and Jeffrey
Dwayne Lewis

71392

RECEIVED

FEB 25 2014

SC Court of Appeals

RESPONDENT,

APPELLANT.

PLAINTIFF,

DEFENDANTS.

**Motion for Permission to Withdraw and Correct Volume IV of the Record on
Appeal because of Printer Mistakes**

and

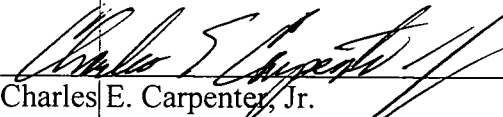
**Motion for Extension of Time to File the Final Appellant's Brief
and Final Reply Brief so that Record on Appeal Citations can be made to conform
to a Corrected Volume IV of the Record on Appeal**

The Appellant, Sam English Grading, Inc., requests permission to withdraw, correct and resubmit Volume IV of the Record on Appeal because of printer mistakes which require the pages to be correctly reordered in the proper sequences and some of the exhibits to be corrected. The pagination is wrong and some of the exhibits are improperly sized or have bad resolution which need correcting.

The final briefs of the parties are due Feb. 25, 2014 and in order first to get Volume IV of the Record on Appeal correctly paginated and corrected, the Appellant needs an extension of time in which to file the Final Appellants Brief and Final Reply Brief.

This was an unexpected occurrence and counsel for the Appellant has a long standing family visit scheduled in California from Thursday, Feb. 27, 2014 through Saturday, March 8, 2014, followed by a wedding in Tennessee from Thursday, March 13, 2014 through Saturday, March 16, 2014. For these reasons and in order to have sufficient time to work with the printer to correct the Record on Appeal and then make the corresponding citations on Final Appellants Brief and Final Reply Brief, an extension of time in which to file the corrected Vol. IV of the Record on Appeal and the Final Briefs until March 28, 2014. This is a first extension of time in which to file the corrected Vol. IV of the Record on Appeal and the Final Appellant's Brief and Final Reply Brief so that Record on Appeal Citations can be made to conform to a Corrected Volume IV of the Record on Appeal. Counsel for the Respondent, Robert Hill, consents to this extension.

Your Appellant therefore requests an extension to file the corrected Vol. IV of the Record on Appeal and the Final Briefs until March 28, 2014. A \$25.00 filing fee is enclosed with this Motion.


Charles E. Carpenter, Jr.
CARPENTER APPEALS AND TRIAL SUPPORT, LLC
4825 PORTOBELLO ROAD
Columbia, SC 29206
(803) 758-2886

James C. (Trey) Cox, III
Danielle F. Payne
GRIER, COX & CRANSHAW, LLC
Post Office Box 2823
Columbia, SC 29202
(803) 731-0030
**ATTORNEYS FOR APPELLANT,
SAM ENGLISH GRADING, INC.**

February 25, 2014.

Other Counsel of Record:

L. Lisa McPherson
MCWHIRTER, BELLINGER & ASSOCIATES
119 East Main Street
Lexington, SC 29072
(803) 252-5522
**ATTORNEYS FOR RESPONDENTS,
PAIGE WEEKS JOHNSON,
AS PERSONAL REPRESENTATIVE
OF THE ESTATE OF CHRISTIE LANE VALENZUELA**

-and-

J. Paul Detrick
PETERS, MURDAUGH, PARKER, ELTZROTH
& DETRICK, P.A.
Post Office Box 457
Hampton, SC 29924
(803) 943-2111

-and-

Robert Hill, Esquire
Law Offices of Robert Hill
P.O. Box 51
Newberry, SC 29108
(803) 405-1629

-and-

Ronald Maxwell, Esquire
Maxwell Law Firm
P.O. Box 1115
Aiken, SC 29802
(803) 641-6700

ATTORNEYS FOR PLAINTIFF MICHAEL LEE VALENZUELA

CERTIFICATE OF SERVICE

I, the undersigned, an employee of Carpenter Appeals and Trial Support, LLC, attorneys for Appellant, Sam English Grading, Inc., do hereby certify that I have this date served the foregoing Motion for Permission to Withdraw and Correct Volume IV of the Record on Appeal because of Printer Mistakes and Motion for Extension of Time to File Appellant's Final Brief and Final Reply Brief so that Record on Appeal Citations can be made to conform to a Corrected Volume IV of the Record on Appeal, dated February 25, 2014, by personally depositing a copy of the same in a United States Postal Service mailbox, postage prepaid, addressed to the parties indicated below:

J. Paul Detrick
PETERS, MURDAUGH, PARKER, ELTZROTH
& DETRICK, P.A.
Post Office Box 457
Hampton, SC 29924

-and-

L. Lisa McPherson
MCWHIRTER, BELLINGER & ASSOCIATES
119 East Main Street
Lexington, SC 29072

Robert Hill, Esquire
Law Offices of Robert Hill
P.O. Box 51
Newberry, SC 29108

-and-

Ronald Maxwell, Esquire
Maxwell Law Firm
P.O. Box 1115
Aiken, SC 29802

RECEIVED

FEB 25 2014

SC Court of Appeals

Allison Estrada

Allison Estrada, Paralegal to Charles E. Carpenter, Jr.

Dated: February 25, 2014

Carpenter Appeals & Trial Support, LLC

An AV Appellate Practice Law Firm

Charles E. Carpenter, Jr.
Attorney at Law
charlie@carpenterappeals.com



4825 Portobello Road
Columbia, SC 29206
Tel 1-803-758-2886

www.carpenterappeals.com

February 25, 2014

RECEIVED
FEB 25 2014
SC Court of Appeals

Via Hand Delivery

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: *Paige Weeks Johnson, as Personal Representative of the Estate of
Christie Lane Valenzuela v. Sam English Grading, Inc.*
Civil Action No. 2011-CP-02-00868
Appellate Case No. 2012-213307

Dear Ms. Kitchings:

I am enclosing for filing the original and six copies of the **Motion for Permission to Withdraw and Correct Volume IV of the Record on Appeal because of printer mistakes and Motion for Extension of Time to File our Final Appellant's Brief and Final Reply Brief so that the Record on Appeal Citations can be made to conform to a Corrected Volume IV of the Record on Appeal** in the above referenced matter, along with our Certificate of Service. Also enclosed is our firm's check in the amount of \$25.00 to cover the filing fee for this Motion.

By copy of this letter, we are serving a copy of this Motion on all counsel of record.

If you should have any questions, please do not hesitate to contact me.

Sincerely,

Charles E. Carpenter, Jr.

Enclosures

cc: J. Paul Detrick, Esquire (w/enc.)
L. Lisa McPherson, Esquire (w/enc.)
James C. (Trey) Cox, III, Esquire (w/enc.)
Danielle F. Payne, Esquire (w/enc.)
Robert Hill, Esquire (w/enc.)
Ronald Maxwell, Esquire (w/enc.)