

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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MAY 06 2014

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas
Honorable J. Michael Baxley

SC Court of Appeals

72115

Case Nos. 2010-CP-16-0315

John Doe, Individually, and d/b/a Doe Trucking
Company, Appellant,

v.

Bobby Lee Tucker, Sr., Respondent.

MOTION FOR SECOND EXTENSION OF TIME TO FILE INITIAL BRIEF OF
APPELLANT AND DESIGNATION OF MATTER

Pursuant to Rules 208(a)(3) and 240 of the South Carolina Appellate Court Rules, Appellant John Doe, Individually, and d/b/a Doe Trucking Company, requests a thirty (30) day extension of time to file its Initial Appellant's Brief and Designation of Matter in the above-captioned matter. This is the second request for an extension of this deadline.

This request is necessitated because Appellant's counsel Mitch Brown suffered a severe injury to his ankle requiring surgery and a lengthy recovery period and which will not allow him to complete the Initial Appellant's Brief and Designation of Matter within the current deadline. Appellant's counsel has consulted with counsel for Respondent and obtained their consent to this additional extension of time (See Attachment A). Currently, Appellant's Initial Brief and Designation are due on June

21, 2014. With the additional thirty (30) day extension, Appellant's Initial Brief and Designation will be due Monday, July 21, 2014, per Rule 263, SCACR.

Therefore, Appellant respectfully moves this Court for a thirty (30) day extension of time to file its Initial Brief and Designation of Matter in the above-captioned matter until July 21, 2014. **Appellant asks that the current deadline be held in abeyance pending the Court's consideration and resolution of this motion.**

NELSON MULLINS RILEY & SCARBOROUGH, LLP

By: 

C. Mitchell Brown, SC Bar No. 012872

E-Mail: mitch.brown@nelsonmullins.com

William C. Wood, Jr., SC Bar No. 015111

E-Mail: bill.wood@nelsonmullins.com

1320 Main Street / 17th Floor

Michael J. Anzelmo, SC Bar No. 72933

E-Mail: michael.anzelmo@nelsonmullins.com

Post Office Box 11070 (29211-1070)

Columbia, SC 29201

(803) 799-2000

Attorneys for Appellant

Columbia, South Carolina

May 6, 2014

Other counsel of record:

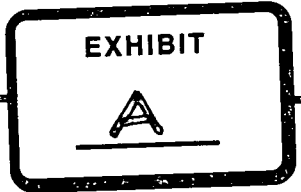
William P. Hatfield, Esquire
Hatfield Temple, LLC
170 Courthouse Square
Post Office Box 1770
Florence, SC 29503
(843) 662-5000

Robert Hill, Esquire
Law Offices of Robert Hill
1819 McHardy Street
P.O. Box 51
Newberry, SC 29108
(803) 405-1629

Attorneys for Respondent

Thomas J. Keaveny II, Esquire
Keaveny Law Firm LLC
1634 Ashley River Road
Charleston, SC 29407
(843) 225-2820

Attorneys for Appellant



From: Law Offices of Robert Hill <attorneyhill@att.net>
Sent: Monday, May 05, 2014 11:41 AM
To: Brian Crotty
Cc: Meredith Keane
Subject: RE: Bobby Lee Tucker v. John Doe - Appellate Case No. 2014-000134

Dear Brian,

I again consent to the requested extension.

Robert

From: Brian Crotty [<mailto:brian.crotty@nelsonmullins.com>]
Sent: Monday, May 05, 2014 11:32 AM
To: attorneyhill@att.net
Cc: Meredith Keane
Subject: Bobby Lee Tucker v. John Doe - Appellate Case No. 2014-000134

Robert,

*** Correction *** Robert – I had the wrong dates in my prior e-mail – Correct dates are listed below.

This e-mail confirms our telephone conversation of a few minutes ago where by you consented to Appellant’s motion for an additional 30 day extension of the deadline for filing its initial appellate brief and designation of matter. The current deadline is June 21, 2014. With the extension requested in the motion, the new deadline would be July 21, 2014.

As we discussed, the primary reason for the extension is that Mitch Brown recently suffered a severe broken ankle requiring surgery. We appreciate your concern for Mitch and your cooperation with our extension request.

If you would be so kind and to reply to this e-mail confirming your consent, it would be appreciated. Thank you.

Brian Crotty | 803-255-9422 | brian.crotty@nelsonmullins.com
Nelson Mullins Riley & Scarborough, LLP
1320 Main Street, 17th Floor
Columbia, SC 29201

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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DARLINGTON COUNTY
Court of Common Pleas
J. Michael Baxley, Circuit Court Judge

Case No. 2010-CP-16-0315
Appellate Case No. 2014-000134

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John Doe, Individually, and d/b/a Doe Trucking
Company, Appellant.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

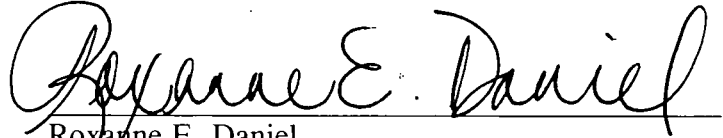
Pleadings:

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DESIGNATION OF MATTER

Counsel Served:

William P. Hatfield, Esquire
Hatfield Temple, LLC
170 Courthouse Square
Post Office Box 1770
Florence, SC 29503

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



Roxanne E. Daniel
Administrative Assistant

May 6, 2014