

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

James O. Spence, Master-in-Equity

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Case No.: 2010-CP-32-0460

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**RECEIVED**

AUG 06 2014

**SC Court of Appeals**

73119

David R. Gooldy,

Respondent,

vs.

The Storage Center – Platt Springs, LLC,

Appellant.

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


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Pursuant to Rules 240 and 263(b) of the South Carolina Appellate Court Rules, Respondent David R. Gooldy moves this Court for an Order granting extension of thirty (30) days for the Respondent to file and serve its initial brief and designation of matter in the above-captioned appeal. This request is being made due to counsel's present workload and other professional commitments. This is the Respondent's second request for an extension of time.

Respondent's initial brief and designation of matter is currently due on August 11, 2014. If the motion is granted, Respondent's initial brief and designation of matter will be due on September 10, 2014.

Counsel for the Respondent has consulted with counsel for Appellant, which she has consented to this thirty (30) day extension. A copy of counsels' email exchange, confirming the extension, is attached hereto as Exhibit A.

DAVIS FRAWLEY, LLC

By: 

James Randall Davis  
[randy@oldcourthouse.com](mailto:randy@oldcourthouse.com)  
140 East Main Street (29072)  
Post Office Box 489  
Lexington, South Carolina 29071  
Tel: (803) 359-2512

**Attorney for Respondent**  
**David R. Gooldy**

August 6, 2014

Other Counsel of Record:

Robert E. Stepp  
[rest Tepp@sowellgray.com](mailto:rest Tepp@sowellgray.com)  
Bess J. DuRant  
[bdurant@sowellgray.com](mailto:bdurant@sowellgray.com)  
Sowell Grey Stepp & Lafitte, LLC  
Post Office Box 11449  
Columbia, South Carolina

**Attorneys for Appellant**  
**The Storage Center – Platt Springs, LLC**

# EXHIBIT A

**Nicole Price**

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**From:** DuRant, Bess [bdurant@sowellgray.com]  
**Sent:** Wednesday, August 06, 2014 9:47 AM  
**To:** Nicole Price  
**Cc:** Stepp, Robert E.; Oken, Melissa T.  
**Subject:** RE: David R. Gooldy v. The Storage Center - Platt Springs, LLC; SC Court of Appeals Case No.: 2014-00741

Randy,

You have my consent to a 30-day extension. Best of luck with your other appellate matters.

Best,  
Bess

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**From:** Nicole Price [mailto:Nicole@oldcourthouse.com]  
**Sent:** Wednesday, August 06, 2014 9:41 AM  
**To:** DuRant, Bess  
**Subject:** David R. Gooldy v. The Storage Center - Platt Springs, LLC; SC Court of Appeals Case No.: 2014-00741

Dear Bess:

Please allow this e-mail to confirm your telephone conference with my paralegal, Nicole Price, wherein you consented to a thirty (30) day extension for us to serve our initial brief and designation of matter in regards to the above referenced matter. I would appreciate your confirming this consent by responding to this e-mail so that I may attach our correspondence to my Motion for Extension to be filed with the Court of Appeals. Thank you for your consideration in this matter.

Yours very truly,

James Randall Davis

Davis | Frawley

Post Office Box 489 (29071)  
140 East Main Street (29072)  
Lexington, South Carolina  
Tel: (803) 359-2512  
Fax: (803) 359-7478  
E-mail: [nicole@oldcourthouse.com](mailto:nicole@oldcourthouse.com)

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**SC Court of Appeals**

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Case No.: 2010-CP-32-0460

David R. Gooldy,

Respondent,

vs.

The Storage Center – Platt Springs, LLC,

Appellant.

**PROOF OF SERVICE**

I certify that I have served the Motion for Extension of Time to File Respondent's Initial Brief and Designation of Matter on Appellant The Storage Center – Platt Springs, LLC, by email ([bdurant@sowellgray.com](mailto:bdurant@sowellgray.com)) and by U.S. regular mail, postage pre-paid on August 6, 2014, addressed to its attorney of record, Bess J. DuRant, Esquire, Sowell Gray Stepp & Laffitte, L.L.C., 1310 Gasden Street, Post Office Box 11449, Columbia, South Carolina 29211.



James Randall Davis  
[randy@oldcourthouse.com](mailto:randy@oldcourthouse.com)  
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James Randall Davis  
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W. Joseph Maye

Davis | Frawley <sup>LLC</sup>  
Attorneys at Law

**Of Counsel**  
Robert K. Bouknight  
George S. Nicholson, Jr.

Francis C. Jones  
(1919 – 1968)

Hubert E. Long  
(1921 – 2000)

Since 1961

◊ American Board of Trial Advocates  
Δ Certified Circuit Court Mediator  
‡ Certified Circuit Court Arbitrator

August 6, 2014

**VIA HAND DELIVERY**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Edgar A. Brown Building  
1205 Pendleton Street  
Columbia, South Carolina 29201

RE: David R. Gooldy v. The Storage Center – Platt Springs, LLC  
Lexington County Case No.: 2010-CP-32-0460  
Our File No.: 25379

Dear Ms. Kitchings:

Pursuant to Rule 240, SCACR, enclosed please find the original and seven copies of our Motion for Extension of Time in the above referenced matter. Also enclosed is our firm's check in the amount of \$25.00 for the filing of the enclosed. Please file the enclosed and returning to me a clocked-in copy via our runner.

By copy of this letter as evidenced by the Proof of Service, I am serving the Appellant The Storage Center – Platt Springs, LLC, with a copy of the same.

Yours very truly,



James Randall Davis

Enclosures

cc: Bess J. DuRant, Esquire  
Post Office Box 11449  
Columbia, South Carolina 29211

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**SC Court of Appeals**