

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

173387

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

Appellate Case No.: 2014-001718

Johnny Hyder, Claimant, Respondent,

v.

Pepsi Bottling Group, Employer, and Old Republic Insurance Company, Carrier, Appellants.

MOTION FOR EXTENSION OF TIME

Andrew D. Smith
Andrew D. Smith, LLC
147 Wappoo Creek Dr. STE 104
Charleston, South Carolina 29412
(843) 737-4619
Attorney for Appellants

Other Counsel of Record:

Tyler Lee, Esquire
McWhirter, Bellinger & Associates
119 East Main Street
Lexington, South Carolina 29072
(877) 240-5621
Attorney for Respondents

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SEP 02 2014

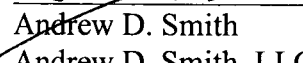
SC Court of Appeals

Appellants Pepsi Bottling Group, and Old Republic Insurance Company, moves pursuant to SCACR 240 and 263(b) for an extension of time in which to file their Initial Appellants' Brief and Designation of Matter for the Record on Appeal in this matter currently pending before the Court. This motion is made on the following grounds:

1. Appellants' Initial Brief and Designation of Matter for the Record on Appeal is originally due on or about September 5, 2014.
2. Due to continuing calendar constraints, Appellants' attorney is in need of additional time in which to finalize and file the brief and designation in this matter.
3. Therefore, respondent believes that an additional thirty (30) day extension of time is warranted and certifies that the requested extension is not interposed to delay the case.

WHEREFORE, Appellants pray for an Order extending the time for filing their Initial Appellants Brief and Designation of Matter for the Record on Appeal in this matter for an additional thirty (30) days.

Respectfully submitted,



Andrew D. Smith
Andrew D. Smith, LLC
147 Wappoo Creek Dr. STE 104
Charleston, South Carolina 29412
(843) 737-4619
Attorney for Appellants

Dated August 28, 2014
Charleston, South Carolina

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In the Court of Appeals

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WORKERS' COMPENSATION COMMISSION

Appellate Case No.: 2014-001718

Johnny Hyder, Claimant, Respondent,

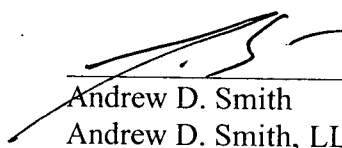
v.

Pepsi Bottling Group, Employer, and Old Republic Insurance Company, Carrier, Appellants.

PROOF OF SERVICE

I certify that I have served the MOTION FOR EXTENSION OF TIME on Respondents by depositing a copy in the U.S. Mail postage prepaid, on August 28, 2014, addressed to their attorney of record as follows:

Tyler Lee, Esquire
McWhirter, Bellinger & Associates
119 East Main Street
Lexington, South Carolina 29072



Andrew D. Smith
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asmith@scwcdefense.com

August 28, 2014

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1015 Sumter Street
P.O. Box 11629
Columbia, SC 29211

Re.: Johnny Hyder v. Pepsi Bottling Group
Appellate Case No. 2014-001718

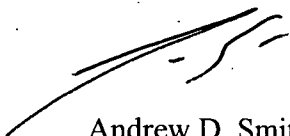
Dear Ms. Kitchings:

Enclosed herein please find the following items for filing in the above-referenced matter:

1. Motion for Extension of Time;
2. Proof of Service by Mail; and
3. Filing fee of \$25.00

By copy of this letter, I am also serving the Respondent's attorney with copies of the same. Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,



Andrew D. Smith

ADS/lmj

Enclosures

Cc: Amy Bracy, Judicial Director, S.C. Workers' Compensation Commission
Tyler Lee, Esquire

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SC Court of Appeals

Andrew D. Smith, LLC
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Charleston, SC 29412

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The Honorable Jenny Abbott Kitchings
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