

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM THE BEAUFORT COUNTY COURT OF COMMON PLEAS
FOURTEENTH JUDICIAL CIRCUIT

CARMEN T. MULLEN, PRESIDING JUDGE

M 3392

CASE NO: 2011-CP-07-4796

RODNEY ALLGIRE,

Respondent,

vs.

MARSHALL C. BLANTON,

Appellant.

*NOTICE OF MOTION & MOTION FOR EXTENSION OF TIME TO
FILE RESPONDENT'S INITIAL BRIEF/DESIGNATION OF MATTER*

James H. Moss, Esquire
MOSS, KUHN & FLEMING, P.A.
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[843] 524-3373
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jim@mossandkuhn.com

Attorneys for Respondent

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SC Court of Appeals

NOTICE IS HEREBY GIVEN that the Respondent, by and through his undersigned counsel, will move before this Honorable Court on the tenth day after service hereof, or as soon thereafter as counsel may be heard, for an *Order* allowing Respondent an additional extension of time within which to complete his work on, file, and serve the *Respondent's Initial Brief and Designation of Matter* in the captioned appeal.

Respondent's counsel would assert that this request is necessary, as due to counsel's schedule and the lengthy trial transcript, as well as the post trial motions transcript, he has had insufficient opportunity to complete this work. In addition, Respondent would assert that no prejudice will result to the Appellant pursuant to this request.

MOSS, KUHN & FLEMING, P.A.

By: 

JAMES H. MOSS
Counsel for Respondent

Beaufort, South Carolina

August 28, 2014

CERTIFICATE OF SERVICE

This is to certify that I have this date served a copy of the within and foregoing *Notice of Motion & Motion for Extension of Time to File Appellant's Initial Brief & Designation of Matter* upon the counsel for the Appellant, as follows, to wit:

E. Mitchell Griffith, Esquire
Griffith, Sadler & Sharp, P.A.
Post Office Box 570
Beaufort, South Carolina 29901-0570

by placing a copy of same in the United States Mail with sufficient postage affixed thereon, and by e-mail at emg@gandspa.com



JAMES H. MOSS

Beaufort, South Carolina

August 28, 2014

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SC Court of Appeals

LAW OFFICES

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KIMBERLY L. SMITH
EVE M. FLEMING

*ALSO MEMBER OF GA BAR

August 28, 2013

V. Claire Allen, Deputy Clerk
S.C. Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

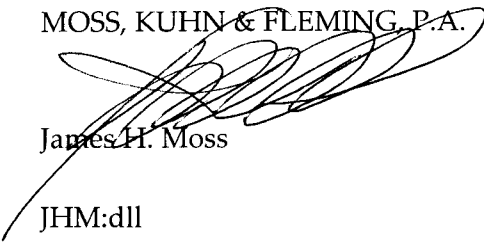
RE: *RODNEY ALLGIRE vs. MARSHALL BLANTON*
C/A #2011-CP-07-04796
APPELLATE CASE NO: 2014-000550

Dear Ms. Allen:

Enclosed please find the original, together with seven (7) like copies of *Respondent's Motion for Extension of Time to File Initial Brief & Designation of Matter*. This represents our second extension request. Also enclosed is the appropriate filing fee of \$25.00. I have tentatively diaried Thursday, October 2nd, 2014 for the new due date for Respondent's filings. Please note that I have both e-mailed Appellant's counsel on this request, and have served a like copy of this material on him this date. I appreciate your courtesy and consideration. With kind regards, I am

Very truly yours,

MOSS, KUHN & FLEMING, P.A.


James H. Moss

JHM:dll
Enclosure [\$25.00]

cc: E. Mitchell Griffith, Esquire

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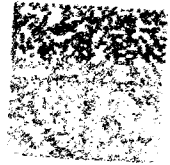
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JWM: Allgire

To:



V. Claire Allen, Deputy Clerk

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