

**BATTLE LAW FIRM, LLC**  
ATTORNEYS AND COUNSELORS AT LAW  
1200 MAIN STREET  
POST OFFICE BOX 530  
CONWAY, SOUTH CAROLINA 29528  
TELEPHONE (843) 248-4321  
FACSIMILE (843) 248-4512  
www.battlelawfirm.com

MICHAEL W. BATTLE  
E-Mail Address: [mbattle@battlelawsc.com](mailto:mbattle@battlelawsc.com)  
JAMES R. BATTLE, II  
E-Mail Address: [jbattle@battlelawsc.com](mailto:jbattle@battlelawsc.com)

M. KIRK BATTLE  
E-Mail Address: [kbattle@battlelawsc.com](mailto:kbattle@battlelawsc.com)

September 8, 2014

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 116929  
Columbia, SC 29211


RE: K & S Foundation, LLC d/b/a Elite v. City of Myrtle Beach  
Appellate Case No.: 2013-002793  
Trial Case No. 2013-CP-26-5009

Dear Ms. Kitchings:

As attorney for the Respondent, I have sent to Court a Motion to Extend the Time to File the Final Brief. The motion should be filed today by another attorney. I requested the extension because I have outstanding a motion to supplement the record. Respondent's Final Brief is due on September 9, 2014. I have now spoken with an attorney for the appellant, Howell Bellamy, III, and he has consented to Respondent's Motion to Extend the Time to File the Final Brief. I hope that will be sufficient.

Please advise if there is something else I need to do. Thanks you for your assistance in the matter.

Sincerely,

  
Michael W. Battle

C Tom Ellenburg  
Howell V. Bellamy, III  
John M. Leiter  
Armand G. Derfner

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SEP 11 2014

**SC Court of Appeals**

**BATTLE LAW FIRM, LLC**  
1200 MAIN STREET  
POST OFFICE BOX 530  
CONWAY, SOUTH CAROLINA 29528-0530

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