

IN THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Eugene Griffith, Jr., Circuit Court Judge

Civil Action No.: 2012-CP-40-7874
Appellate Case No.: 2014-001625

173777

Christopher Carlton as the Personal Representative of the Estate of Helen Tucker Carlton; Christopher Carlton; John Thomas Carlton; and Christopher Carlton as the Personal Representative of the Estate of Kimberly Carlton Baker,.....Respondents,

v.

Greenlawn Funeral Home,.....Appellant.

MOTION TO FILE OUT OF TIME

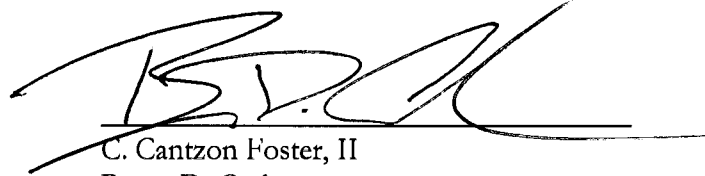
The Respondents hereby move for a leave within which to file and serve the Respondents' Initial Brief and Designation of Matter in this appeal on the following grounds:

The Respondents were to serve their Initial Brief and Designation of Matter on the Appellant by or on September 24, 2014. Due to the fact that this is an interlocutory appeal, the underlying matter is still pending, and a global mediation of the underlying matter is scheduled for October 19, 2014. A successful mediation would resolve the case and render this appeal moot. Accordingly, Respondents request additional time within which to allow mediation to proceed before submitting the Respondents' Initial Brief and Designation of Matter in this appeal.



The Respondents therefore respectfully moves additional time within which to serve Respondents' Initial Brief and Designation of Matter, making the same due on November 1, 2014.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read 'C. Cantzon Foster, II', written over a horizontal line.

C. Cantzon Foster, II
Bryan D. Caskey
FOSTER LAW OFFICE, LLC
3100 Devine Street
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(803) 400-1921
(803) 400-1951 Facsimile
COUNSEL FOR RESPONDENT

October 6, 2014
Columbia, South Carolina

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v.

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CERTIFICATE OF SERVICE

I, Bryan D. Caskey, hereby certify that I caused the **Motion to File Out of Time** to be served on the persons below by depositing a copy of the same, postage prepaid, first-class mail on the date set forth below:

Caleb Riser, Esquire
Richardson Plowden & Robinson, P.A.
1900 Barnwell Street
Columbia, SC 29202

Dated at Columbia, South Carolina this 6th day of October, 2014.



Bryan D. Caskey
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COUNSEL FOR RESPONDENTS

October 6, 2014
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James E. Knight, Jr. *
James S. Guignard *

* Of Counsel

October 6, 2014

VIA HAND-DELIVERY

South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

**RE: Christopher Carlton vs. Greenlawn Funeral Home
Appeal from Richland County Circuit Court
Appellate Case No.: 2014-001625**

Dear Madame Clerk:

Please find enclosed an original and six (6) copies of a Motion to File Out of Time; Certificate of Service; and the associated \$25.00 filing fee in connection with the foregoing matter.

Please have a member of your staff file the original and return the clocked copies to our courier. By copy of this letter, I am serving the same the same upon counsel for the appellant.

Thank you for your assistance, and please accept my kindest regards.

Sincerely,

A handwritten signature in black ink, appearing to read "Bryan D. Caskey". The signature is stylized and fluid, with a long horizontal stroke extending to the right.

Bryan D. Caskey

Enclosures (as stated)

cc: Caleb Riser, Esquire