

THE STATE OF SOUTH CAROLINA  
In The Court Of Appeals

74287

APPEAL FROM FLORENCE COUNTY  
Court of Common Pleas

The Honorable R. Knox McMahon, Circuit Court Judge

CASE NO. 2011-CP-21-941

Tracking Number: 2013-001764

Scient Partners, LLC .....Appellant,  
v.

Pinnacle Network Solutions, Inc. and Cliff Smith ..... Respondents.

APPELLANT'S *CONSENT* MOTION FOR EXTENSION OF  
TIME TO FILE ITS REPLY BRIEF

Pursuant to Rule 240 of the South Carolina Rules of Appellate Practice, Scient Partners, LLC ("Appellant") moves this Court for an Order granting an extension of time during which to file its Reply Brief. For the reasons set forth below, Appellant requests an additional period of ten days from December 1, 2014, during which to file these documents.

The additional time is requested because the Respondent's Brief was not received until the second day after its service by United States mail (only). Moreover, the ten-day response time provided in Rule 208 spans both two weekends and the two-day Thanksgiving Holiday (one day of which is also counsel's birthday) but no provision is made in Rule 263 for these intervening weekends and Holidays. The extension is further warranted by the complexity of the legal issues presented.

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**SC Court of Appeals**

The ten-day extension will not prejudice Respondent or Appellants or affect their legal rights. Counsel for Respondent has graciously consented to this request as reflected in the attached e-mail exchange.

Appellants intend to work diligently and to file their Reply Brief as soon as practicable. However, for the reasons stated above, Appellants respectfully request that the Court grant a ten-day extension of time during which they may file their Reply Brief.

November 24, 2014

By: 

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J. René Josey (S.C. Bar # 3230)  
Carlyle R. Cromer (S.C. Bar # 100058)  
TURNER, PADGET, GRAHAM & LANEY, P.A.  
Post Office Box 5478  
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843-656-4451 (Telephone)  
843-413-5818 (Fax)  
RJosey@TurnerPadget.com (Email)

ATTORNEYS FOR APPELLANT

## Josey, J. Rene

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**From:** Rob King <rking@klslawfirm.com>  
**Sent:** Friday, November 21, 2014 6:39 PM  
**To:** Josey, J. Rene  
**Subject:** Re: Hillsouth v. Pinnacle

Sure.

Sent from my iPhone

On Nov 21, 2014, at 5:20 PM, Josey, J. Rene <[JJosey@TurnerPadget.com](mailto:JJosey@TurnerPadget.com)> wrote:

Rob,

I received your Brief today (although it was mailed Wednesday). I have 10 days to reply from your service date – one of those days was taken by the postal service and two will be taken by the Thanksgiving Holiday, etc.

Can you consent to an additional 10 days – if I need it?

Rene'

**Turner | Padget**

J. Rene Josey  
Attorney  
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Scient Partners, LLC .....Appellant,

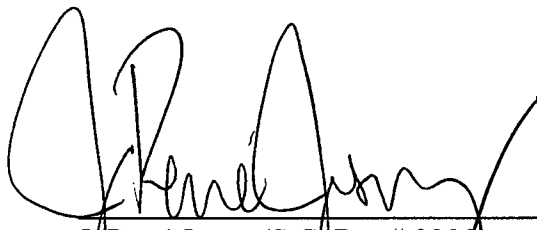
v.

Pinnacle Network Solutions, Inc. and Cliff Smith ..... Respondents.

PROOF OF SERVICE

I certify that I have served a copy of the *Consent Motion for Extension for Reply Brief* by depositing copies of the same in the United States mail, postage prepaid, on November 24, 2014, to all counsel for Respondent at the following addresses:

Rob King, Esquire  
Edward A. Love, Esquire  
King, Love & Smith, LLC  
491 West Cheves Street  
Florence, SC 29503



J. René Josey (S.C. Bar # 3230)  
Carlyle R. Cromer (S.C. Bar # 100058)  
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ATTORNEYS FOR APPELLANT

**SC Court of Appeals**

# TURNER PADGET

TURNER PADGET GRAHAM & LANEY P.A.

CHARLESTON  
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GREENVILLE  
MYRTLE BEACH

J. RENÉ JOSEY

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WRITER'S DIRECT FAX: (843) 413-5818

November 24, 2014

Hon. Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: Scient Partners, LLC v. Pinnacle Network Solutions and Cliff Smith  
Civil Action No.: 2011-CP-21-941  
Tracking Number: 2013-001764  
TPGL File No.: 7472:103

Dear Ms. Kitchings:

The present due date for the Appellant's Reply Brief in the above-referenced matter is December 1, 2014. Enclosed please find the original and seven copies of Appellants' Consent Motion For Extension Of Time To File Its Reply Brief. Also enclosed are the original and one copy of the Proof of Service. Finally, enclosed is a motion filing fee check corresponding to this request. Please file the original documents and return clocked copies to me via the stamped self-addressed envelope provided. *As indicated in the title of the motion, this motion is made with the gracious consent of counsel for the Respondent.* Thank you for your assistance with this matter, and please contact me if you have any questions. I appreciate your consideration.

Sincerely,  
TURNER, PADGET, GRAHAM & LANEY, P.A.

J. René Josey

JRJ:vlb  
Enclosure

Cc: Robby Hill  
Rob King, Esquire

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**SC Court of Appeals**

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Clerk, South Carolina Court of Appeals  
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