

THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

Larry B. Hyman, Jr., Common Pleas Court Judge

Trial Court Case No.: 2013-CP-26-00980
Appellate Court Case No.: 2014-001152

14394

RAWCLIFFE RESORTS, INC.,

Respondent.

v.

MATT BECKER AND ASSOCIATES, INC. d/b/a OCEAN BREEZE
VACATIONS, MATT BECKER AND KAREN CLARK BECKER,

Appellants.

APPELLANTS' PETITION FOR EXTENSION OF TIME TO
FILE INITIAL REPLY BRIEF

COMES NOW THE APPELLANTS, and would respectfully show unto this Honorable
Court as follows:

1. That Randall K. Mullins, Esquire and Jarrod E. Ownbey, Esquire are counsel for the Appellants Matt Becker and Karen Becker in the above captioned matter;
2. That Appellants' Initial Reply Brief is due to be filed on or before December 12, 2014;
3. That Attorney Mullins is set to begin trial in a construction defect case on Monday, December 15, 2014 in Civil Action 2013-CP-26-7857 captioned *John Vassallo v. David Figura, Chris Figura, CDF Construction, LLC a/k/a Horizon Homes, Southern*

Equipment Company, Inc. d/b/a Ready Mix Concrete, Co., Professional Concrete, Inc. and Old Republic Surety Company;

4. That Attorney Ownbey has a Non-jury trial scheduled for the December 15, 2014 term of Court in a collection action in Civil Action 2013-CP-26-2211 captioned *Crystal Franks and Elson Franks v. Susan Thomas*;
5. That additionally, Attorneys Mullins and Ownbey have Nineteen (19) motions scheduled on December 15, 2014 in a shareholder derivative action captioned *David W. Bell v. Citywide Wi-Fi, Inc., et al.* in Civil Action 2013-CP-26-1355, which includes Thirty Eight (38) Defendants, Thirteen (13) other attorneys and Two (2) *pro se* Defendants;
6. That further, Attorney Mullins has Five (5) additional motions scheduled for the same December 15, 2014 term of Court in the following cases, including the instant underlying case: Civil Action 2014-CP-26-2896, captioned *Matthew Landreth v. J.R. Hance, et al.* (Motion for New Trial); Civil Action 2014-CP-26-4581, captioned *State of South Carolina on the relation of Jimmy A. Richardson, II, Solicitor of the Fifteenth Judicial Circuit v. David Scrivani d/b/a Tiffany's Cabaret, MTS Restaurant Systems, Inc. and Dunn Levon* (Motion to Reconsider, Motion for Summary Judgment and Motion for Default Judgment as to Dunn Levon); and the underlying case in Civil Action 2013-CP-26-980, captioned *Rawcliffe Resorts, Inc. v. Ocean Breeze Beach Vacations, et al.* (Motion to Restore);
7. That furthermore, Attorney Mullins has Two (2) motions in Domestic Action 2014-DR-26-2565, captioned *Jamie Hysner v. Kristina Hysner* scheduled for 10:00 A.M. on December 8, 2014; One (1) motion in Domestic Action 2014-DR-26-2732, captioned *William Sainato v. Leah Green* scheduled for 12:00 P.M. on December 8, 2014; and One

(1) motion in Domestic Action 2014-DR-26-2984, captioned *Patricia Causey v. Johnny Causey, III* scheduled for 2:30 P.M. on December 8, 2014;

8. That furthermore, Attorney Mullins has had an employee absent for medical leave and has been short staffed as a result of the unexpected medical leave of one of the paralegals, although the staff member is not related to this matter;
9. That customarily, Appellants' counsel closes his office for staff for the holiday season for the week of Christmas in order for staff to spend time with their families for the holidays;
10. That Respondent's Counsel requested and received Two (2) extensions from this Court on October 8, 2014 and November 7, 2014, respectively, which unfortunately has created a conflict between the above referenced trial schedule of Appellants' counsel and the deadline for filing and serving Appellants' Initial Reply Brief in this matter;
11. That based upon the above referenced hardships, Appellants' Counsel requests an extension of time to file and serve Appellants' Initial Reply Brief until January 12, 2015.
12. That Appellants' Counsel additionally requests that all deadlines be stayed pending the outcome of this Petition.

I SO MOVE AND PETITION.

Dated: 12/5/2014
North Myrtle Beach, South Carolina

MULLINS LAW FIRM, P.A.



RANDALL K. MULLINS

SC Bar No.: 06466

ATTORNEY FOR THE APPELLANTS

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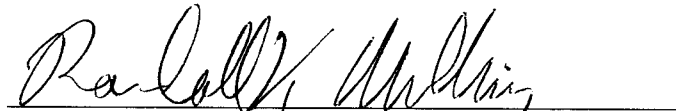
Appellants.

PROOF OF SERVICE

I certify that I have served a copy of the Appellant's Petition for Extension of Time to File Initial Reply Brief and Designation of Matter, on December 5, 2014 via facsimile to (843) 448-6792 and via regular U.S. Mail addressed to the following:

James L. Hills, Esquire
Jennifer D. Hills, Esquire
5001 N. Kings Highway, Suite 210
Myrtle Beach, SC 29577

MULLINS LAW FIRM, P.A.



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Dated: 12/5/2014
N. Myrtle Beach, South Carolina

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December 5, 2014

VIA FACSIMILE: (803) 734-1839
AND FEDERAL EXPRESS

The Honorable Jenny Abbott Kitchlings
South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

Re: Rawcliffe Resorts, Inc. v. Matt Becker and Associates, Inc., et al.
Appellate Case No.: 2014-001152
Trial Court Case No.: 2013-CP-26-00980
MLF File No: 2013-357

Dear Clerk Kitchlings:

Please accept this as my request for an Extension of Time to File Petitioner's Initial Reply Brief, which is currently due on December 22, 2014. I enclose my check for \$25.00 for the fee for this request. We request that all appeal deadlines be stayed while this request is pending.

With warmest regards, I remain

Very truly yours,

MULLINS LAW FIRM, PA



Randall K. Mullins

cc: James L. Hills, Esq.
Jennifer D. Hills, Esq.
Karen and Matt Becker

From: (843) 272-8902
Kimberly Cronos
Mullins Law Firm
1312 Madison Drive

Origin ID: MYRA

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North Myrtle Beach, SC 29597

SHIP TO: (803) 734-1890

BILL SENDER

The Honorable Jenny Abbot Kitchling
South Carolina Court of Appeals
1015 SUMTER ST

COLUMBIA, SC 29201

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