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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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JAN 02 2015

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

**SC Court of Appeals**

Alison Renee Lee, Circuit Court Judge

Circuit Court Case No. 2012-CP-40-04652  
S.C. Court of Appeals Case No. 2014-000663

James W. Trexler,

Appellant,

v.

The Humane Society for the  
Prevention of Cruelty to Animals,  
and Wayne Brennessel, individually  
and as Executive Director of  
The Humane Society for the  
Prevention of Cruelty to Animals,

Respondents.

APPELLANT'S SECOND MOTION FOR EXTENSION OF TIME TO FILE AND  
SERVE RECORD ON APPEAL

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-and-

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#### ATTORNEYS FOR APPELLANT

Appellant, by and through his undersigned attorneys of record, and with the consent of the Respondents, hereby respectfully requests a second extension of time to file and serve the Record on Appeal. The grounds for this motion are that a dispute between Appellant and Respondents exists regarding certain matter designated by Respondents to be included in the Record on Appeal, and Appellant's Motion to Strike addressing this dispute is currently still pending before the Court.

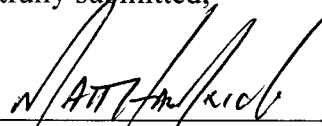
Appellant previously requested and received a first extension for filing the Record on Appeal, extending the deadline to January 2, 2015. Appellant then filed a Motion to Strike and supporting Memorandum in Support of Motion to Strike, which addressed the dispute between the parties regarding whether certain matter designated by Respondents should properly be included in the Record on Appeal. Respondents' return to the Motion to Strike is expected to be filed and served within the next few days, and it appears unlikely that the Court will rule on the Motion to Strike before the current January 2, 2015 deadline to file the Record on Appeal. Therefore, the Appellant will not know by January 2, 2015 what the Court will decide regarding what matter should properly be included in the Record on Appeal.

Accordingly, Appellant respectfully requests a second extension of time to file

and serve the Record on Appeal until a reasonable period of time after the Court has ruled on Appellant's Motion to Strike, or until whatever date the Court deems just and proper.

This motion is made prior to the January 2, 2015 deadline discussed above. Respondents' counsel, John E. Tyler, Esquire, verbally consented on December 30, 2014 to this second extension request.

Respectfully submitted,



---

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Other counsel of record:

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William O. Sweeny, III, Esquire  
John E. Tyler, Esquire  
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Post Office Box 12129  
Columbia, SC 29211

ATTORNEYS FOR RESPONDENTS

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

Alison Renee Lee, Circuit Court Judge

Circuit Court Case No. 2012-CP-40-04652  
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James W. Trexler,

Appellant,

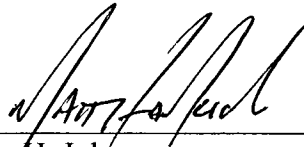
v.

The Humane Society for the  
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and Wayne Brennessel, individually  
and as Executive Director of  
The Humane Society for the  
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Respondents.

PROOF OF SERVICE

I certify that I have served Appellant's Second Motion for Extension of Time to File and Serve Record on Appeal in the above-referenced case on The Humane Society For The Prevention of Cruelty To Animals; and Wayne Brennessel, individually and as Executive Director of the Humane Society For the Prevention of Cruelty To Animals, by depositing a copy of it in the United States Mail, postage prepaid, on December 31, 2014, addressed to their attorneys of record, Roopal R. Samuels, Esquire; William O. Sweeny, III, Esquire; and John E. Tyler, Esquire at their respective addresses shown below.



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ATTORNEYS FOR APPELLANT

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**SC Court of Appeals**

December 31, 2014

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

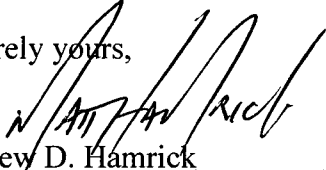
Re: *James W. Trexler v. The Humane Society et al. (2012-CP-40-4652)*  
*SC Ct. of Appeals Case Number: 2014-000663*

Dear Ms. Allen:

For filing please find the Appellant's Second Motion for Extension of Time to File and Serve Record on Appeal, and Proof of Service in the above-referenced case.

I have copied Roopal R. Samuels, Esquire; William O. Sweeny, III, Esquire; and John E. Tyler, Esquire; with copies this letter and its enclosure for service of the same upon them.

Sincerely yours,

  
Matthew D. Hamrick

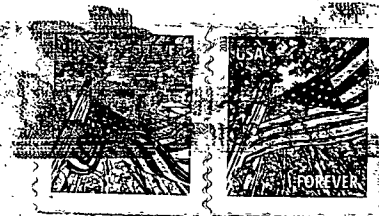
Enclosures

cc: Roopal R. Samuels, Esq. (via U.S. Mail, w/enclosures)  
William O. Sweeny, III, Esq. (via U.S. Mail, w/enclosures)  
John E. Tyler, Esq. (via U.S. Mail, w/enclosures)  
William H. Johnson, Esq. (via email, w/enclosures)  
W. Westbrook Wills, Esq. (via email, w/enclosures)

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