

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals
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APPEAL FROM ABBEVILLE COUNTY
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Court Judge

Case No. 2012-CP-01-0227

Appellate Case No. 2015-000313

Bay Island Sportswear, Inc. Sam Simchon, Individually Appellants,

v.

Vince Coates, Individually, XCentric Ventures, LLC,
Edward Magedson and John or Jane Doe 1-7 and
XYZ Company X-Z, Defendants,

Of Whom Vince Coates is Respondent.

MOTION TO EXTEND TIME

Appellants Bay Island Sportswear and Sam Simchon, Individually, hereby move, pursuant to Rule 263(b), SCACR, to extend the time within which the Appellants must file and serve their initial brief and designations of matter to include in the Record on Appeal. The current deadline is March 16, 2015, based on thirty days from the Appellants' initial Notice of Appeal (no additional transcripts are needed for this appeal).

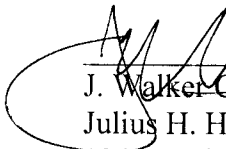
The Appellants request this extension because they have moved to consolidate the within appeal with the pending appeal in *Vince Coates v. Dorothy Renee Simchon*, Appellate Case No.

2014-002729. The appellant's initial brief and designations are due in that case on March 23, 2015. The appellants in this case and in *Coates v. Simchon* have requested the Court to order the parties to prepare a single set of briefs and a single consolidated record on appeal. If this request is granted, the extended due date in *Coates v. Simchon* should apply to the appellants' brief and designations to the record in the consolidated appeals. If the consolidations motions are denied or if separate briefing is ordered, the Appellants would still request an extension because the Court's action on the pending consolidation motions will necessarily affect the form of the Appellant's initial brief.

For these reasons, the Appellants respectfully request that the due date for their initial brief and designation of matter to be included in the Record on Appeal be extended to March 23, 2015.

March 5, 2015.

K&L GATES LLP



J. Walker Coleman, IV, SC Bar #66196
Julius H. Hines, SC Bar #65472
134 Meeting Street, Suite 200
Charleston, SC 29401
walker.coleman@klgates.com
julius.hines@klgates.com
Telephone: (843) 579-5600
Facsimile: (843) 579-5600

Edward S. McCallum, SC Bar #2149
Law Offices of Edward S. McCallum, III
P. O. Box 148
Greenwood, SC 29648
mccallum@greenwood.net
Telephone: (864) 223-8546

ATTORNEYS FOR APPELLANTS

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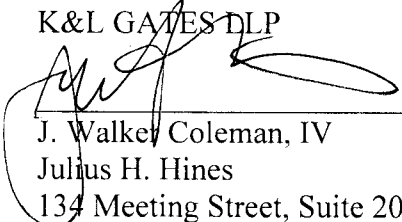
Of Whom Vince Coates is Respondent.

PROOF OF SERVICE

I certify that I have served the Motion to Extend Time on Vince Coates, by depositing a copy of it in the United States Mail, postage prepaid, on March 5, 2015, addressed to his attorneys of record, Stephen John Henry, 406 Pettigru Street, Greenville, South Carolina 29601 and C. Rauch Wise, 305 Main Street, Greenwood, SC 29646.

March 4, 2015

K&L GATES DLP



J. Walker Coleman, IV

Julius H. Hines

134 Meeting Street, Suite 200

Charleston, SC 29401

walker.coleman@klgates.com

julius.hines@klgates.com

Telephone: (843) 579-5600

Facsimile: (843) 579-5600

Edward S. McCallum, III
Law Offices of Edward S. McCallum, III
Post Office Box 148
Greenwood, SC 29648
Telephone: (864) 223-8546

ATTORNEYS FOR APPELLANT,
DOROTHY RENEE SIMCHON

March 5, 2015

Julius H. Hines
julius.hines@klgates.com
T 843.579-5660
F 843.579.5601

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

Re: Bay Island Sportswear and Sam Simchon, Individually v.
Vince Coates, Individually, *et al.*
Appellate Case No. 2015-00313

Dear Ms. Kitchings:

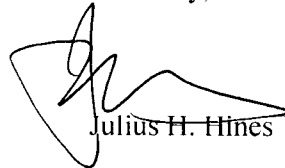
Enclosed please find the following documents in connection with the above-referenced case:

1. Original and six copies of Appellant's Motion to Extend Time; and
2. Original and six copies of Proof of Service of Appellant's Motion to Extend Time.

Also enclosed is our check in the amount of \$25.00 for the motion filing fee and a self-addressed stamped envelope for your convenience in returning a filed copy to me.

Thank you for your assistance in this matter. Should you have questions, please do not hesitate to contact me.

Sincerely,



Julius H. Hines

JHH/glm
Enclosures

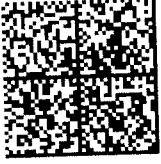
cc: Stephen John Henry, Esq. (*w/enc.*)
C. Rauch Wise, Esq. (*w/enc.*)
Edward S. McCallam, III, Esq. (*w/enc.*)
J. Walker Coleman, IV, Esq. (*w/enc.*)

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