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APR 03 2015

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM LEXINGTON COUNTY  
IN THE COURT OF COMMON PLEAS  
THE HONORABLE G. THOMAS COOPER, JR.  
CIRCUIT COURT JUDGE

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CASE NO. 2014-CP-32-0697  
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2014-000829

Vivian Atkins, Robert P. Frick, and Kay Hollis,  
in their official capacities as members of the  
Town Council of the Town of Chapin,

Appellants,

v.

James R. Wilson, Jr. in his official capacity  
as Mayor of the Town of Chapin,  
Gregg White in his official capacity as a  
member of the Town Council of the  
Town of Chapin and the Town of Chapin, Defendants

Of whom James R. Wilson, Jr. and Gregg White are

Respondents.

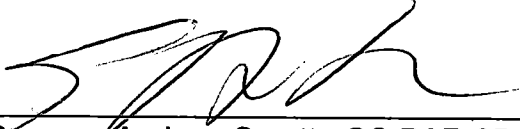
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**MOTION TO FILE OUT OF TIME**  
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Spencer Andrew Syrett SC BAR 05459  
712 Richland Street Suite E  
P.O. Box 7403  
Columbia, SC 29202  
803-765-2110  
syrettlaw@sc.rr.com  
Attorney for Appellants

The Appellants move to allow the filing of their return to the Motion to Dismiss Appeal.

The Motion was mailed on March 23, 2015. The Attorney for the Appellants received the Motion by mail on March 25, 2015. The attorney for the Appellants believed that the ten days for filing a return commenced on the date of receipt. The attorney called the Court on April 3, 2015, to confirm the due date of the Return and was informed by the Clerk's Office that the return was due on April 2, 2015 and that he was in error.

The Attorney requests that the Return be accepted out of time.



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Attorney for Appellants

April 3, 2015

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IN THE COURT OF APPEALS

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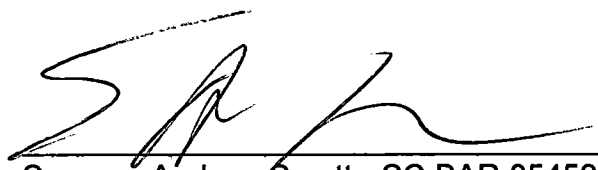
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**PROOF OF SERVICE OF  
MOTION TO FILE OUT OF TIME**  
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I certify that I have served the Appellants' and Motion to File Out of Time on the Respondents, James R. Wilson, Jr. and Gregg White, by depositing a copy of it in the United States Mail, postage prepaid, on April 3, 2015, addressed to the attorney of record as follows:

Matthew Todd Carroll  
Womble, Carlyle, Sandridge & Rice, LLP  
1727 Hampton Street  
Columbia, SC 29201  
Todd.Carroll@wcsr.com

SC BAR 74000

April 3, 2015

A handwritten signature in black ink, appearing to read 'S.A. Syrett', written over a horizontal line.

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