

77219

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT COUNTY

Ralph King Anderson, III, Chief Administrative Law Judge

Case No. 14-ALJ-17-0158-CC

Appellate Case No. 2015-001509

RECEIVED  
SEP 10 2015  
SC Court of Appeals

DIRECTV, Inc. and its Subsidiaries, ..... Appellant,

v.

South Carolina Department of Revenue, ..... Respondent.

**SECOND MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S  
INITIAL BRIEF AND DESIGNATION OF MATTER**

Pursuant to Rules 208(a)(1), 209, 240 and 263 of the South Carolina Appellate Court Rules, Appellant, DIRECTV, Inc. and its Subsidiaries ("DIRECTV"), requests a thirty day extension of time to file its Initial Brief and Designation of Matter in the above-captioned matter. This is the second request for an extension of this deadline.

This request is necessitated because AT&T recently acquired DIRECTV and is in the process of evaluating the relationships with outside counsel for DIRECTV and whether they may continue to represent AT&T and its affiliates going forward. Counsel for Respondent South Carolina Department of Revenue does not object to this extension.

Currently, DIRECTV's Initial Brief and Designation are due on September 9, 2015. With the additional thirty day extension, DIRECTV's Initial Brief and Designation will be due on October 9, 2015.

Therefore, DIRECTV respectfully moves this Court for a thirty day extension of time to file its Initial Brief of Appellant and Designation of Matter in this matter until October 9, 2015.

Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By: 

Bryson M. Geer  
SC Bar No. 13606  
E-Mail: bryson.geer@nelsonmullins.com  
John C. von Lehe, Jr.  
SC Bar No. 5719  
E-Mail: john.vonlehe@nelsonmullins.com  
151 Meeting Street / Sixth Floor  
Post Office Box 1806 (29402-1806)  
Charleston, SC 29401-2239  
(843) 853-5200

MORRISON & FOERSTER LLP

R. Gregory Roberts (admitted *Pro Hac Vice*)  
rroberts@mofocom  
250 West 55th Street  
New York, NY 10019-9601  
(212) 468-8000

Andres Vallejo (admitted *Pro Hac Vice*)  
avallejo@mofocom  
Thomas H. Steele (admitted *Pro Hac Vice*)  
tsteele@mofocom  
425 Market Street  
San Francisco, CA 94105-2482  
(415) 268-7000

Attorneys for DIRECTV, Inc. & its Subsidiaries

Charleston, South Carolina  
September 8, 2015

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT COUNTY

Ralph King Anderson, III, Chief Administrative Law Judge

Case No. 14-ALJ-17-0158-CC

DIRECTV, Inc and its Subsidiaries,.....

v.

South Carolina Department of Revenue,..... Respondent.

RECEIVED  
SEP 10 2015  
SC Court of Appeals  
Appellant,

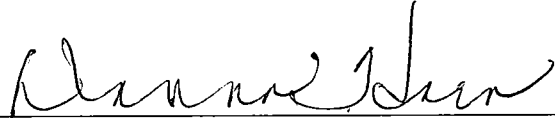
PROOF OF SERVICE

I the undersigned Administrative Assistant of the law firm of Nelson Mullins Riley & Scarborough, LLP, attorneys for DIRECTV, Inc. & its Subsidiaries, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

Pleading: SECOND MOTION FOR EXTENSION OF TIME TO FILE  
APPELLANT'S INITIAL BRIEF AND DESIGNATION OF MATTER

Counsel Served:

William J. Condon  
Nicole M. Wooten  
Mary Beth Campbell  
Timothy C. Thomson  
Counsel for Litigation  
South Carolina Department of Revenue  
Office of General Counsel for Litigation  
PO Box 12265  
Columbia, SC 29211

  
Donna Horn  
Administrative Assistant

September 8, 2015

# Nelson Mullins

Nelson Mullins Riley & Scarborough LLP  
Attorneys and Counselors at Law  
151 Meeting Street / Sixth Floor / Charleston, SC 29401-2239  
Tel: 843.853.5200 Fax: 843.722.8700  
www.nelsonmullins.com

Bryson M. Geer  
(Admitted in NC & SC)  
Tel: 843.720.4306  
bryson.geer@nelsonmullins.com

RECEIVED  
SEP 10 2015  
SC Court of Appeals

September 8, 2015

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
SC Court of Appeals  
PO Box 11629  
Columbia, SC 29211

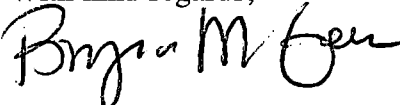
RE: DIRECTV, Inc. v. South Carolina Department of Revenue  
Appellate Case No. 2015-001509  
Our File No.: 43370/09000

Dear Ms. Kitchings:

Enclosed please find the original and seven copies of Appellant's Second Motion for Extension of Time to File Initial Brief and Designation of Matter in the above-referenced matter. We would ask that you file the original and return a clocked-in copy to us in the envelope provided. Also enclosed is our check in the amount of \$25.00 as the required filing fee.

By copy of this letter, we are serving this Second Motion for Extension of Time on counsel for Respondent South Carolina Department of Revenue, who has no objection to this extension.

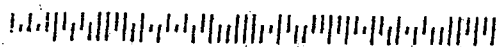
Thank you for your assistance.

With kind regards,  


Bryson M. Geer

BMG:dh  
Enclosure

cc: Nicole Wooten, Esq.  
William J. Condon, Jr., Esq.  
Timothy C. Thompson, Esq.  
Mary Beth Campbell, Esq.



Hasler

FIRST-CLASS MAIL PERMIT NO. 1000 COLUMBIA, SC

09/08/2015

US POSTAGE

\$02.08



ZIP 29401  
011D116455

# Nelson Mullins

**Nelson Mullins Riley & Scarborough LLP**

Attorneys and Counselors at Law

Attention: Bryson M. Geer

Post Office Box 1806

Charleston, SC 29402-1806

43370.09000

RECEIVED

SEP 10 2015

SC Court of Appeals

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