

IN THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**  
OCT 16 2015  
SC Court of Appeals

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APPEAL FROM ABBEVILLE COUNTY  
Court of Common Pleas

Frank R. Addy, Jr., Circuit Court Judge

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Appellate Case No.: 2015-001660  
Case No.: 2011-CP-01-109

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Robert E. Smith and William K. Smith..... Appellants.

v.

Erskine College..... Respondent

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**APPELLANTS' MOTION FOR EXTENSION OF TIME  
WITHIN WHICH TO FILE AND SERVE THE BRIEF OF THE APPELLANTS**

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YOU WILL PLEASE TAKE NOTICE that the Appellants Robert E. Smith and William K. Smith, by and through their undersigned attorneys, hereby move for a thirty-day extension of time until November 30, 2015, within which to file and serve the Appellants' Brief. Appellants were sent the Transcript of the hearing in this matter on October 2, 2015. This motion is Appellants' first request for extension and is made on the grounds that the undersigned attorney for the Appellants is scheduled to argue another case before this Court on November 4, 2015 and the attorney for the Appellants has a planned vacation a portion of October.

[Signatures on following page]

*RFH*  
*10/2*  
*RFH*

BY: James Randall Davis, by Patrick Frawley  
James Randall Davis  
SC Bar No. 1580  
W. Joseph Maye

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**-and-**

Nikki G. Setzler  
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Lexington, South Carolina  
October 15, 2015

ATTORNEYS FOR APPELLANTS

Other Counsel of Record:  
Roy R. Hemphill, Esquire  
P. O. Box 1547  
Greenwood, SC 29648  
Attorney for Respondent  
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**PROOF OF SERVICE**

I hereby certify that I have served the Appellants' Motion for Extension of Time within which to File and Serve Appellants' Brief on the Respondent, by depositing a copy in the United States Mail, postage prepaid, on the 15<sup>th</sup> day of October, 2015, addressed to its attorney, Roy R. Hemphill, Esquire at Post Office Box 1547, Greenwood, SC 29648.

**Counsel for Appellants:**

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