

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

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NOV 16 2015

SC Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Eugene C. Griffith, Jr., Circuit Court Judge

Case No. 2011-CP-32-04981
Appellate Case No. 2014-000671

Mike Russell, Respondent,

v.

Randolph Gill and Pennsylvania Life
Insurance Company, Defendants,

Of which Pennsylvania Life Insurance
Company isAppellant.

MOTION FOR CONTINUANCE

The undersigned, as counsel for Respondent Mike Russell, hereby moves for a
continuance of the Oral Argument set for December 9, 2015, at 11:20 am.

This motion is made on the grounds that counsel for the Respondent, S. Jahue
Moore, will be out of state during the week that this matter is set for hearing/argument on
a long planned vacation with his extended family. This vacation has been scheduled for
some time and the undersigned has spent a considerable sum on non-refundable
accommodations and travel. The undersigned did not realize that the proposed date

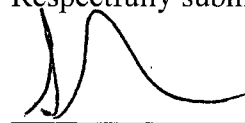
conflicted with this family vacation when the initial notification of hearing date was sent out by this Court.

This extension request is not intended for purposes of delay. This is a significant matter and the Respondent expects the undersigned to be present at the appeal of this matter and to argue his case before this Court.

WHEREFORE, Respondent respectfully prays that this Court continue the Oral argument set for this case on December 9, 2015, at 11:20 am.

Respectfully submitted,

By:



S. Jahue Moore
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803-791-8410 (Fax)
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Attorney for Respondent Mike Russell

West Columbia, SC
November 16, 2015

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PROOF OF SERVICE

I certify that I have served the Motion for Continuance on counsel of record by depositing a copy of same in the United States Mail, postage prepaid, on November 16, 2015, addressed to the attorney of record as follows:

D. Larry Kristink
1320 Main Street, 17th Floor
Columbia, SC 29201


Lynn G. Lvey

West Columbia, South Carolina
November 16, 2015

November 16, 2015

The Honorable V. Claire Allen
Deputy Clerk of Court
SC Court of Appeals
1015 Sumter St., 5th Floor
Columbia, SC 29201

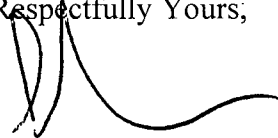
RE: Mike Russell vs. Randolph Gill and Pennsylvania Life Insurance
Company
Civil Action No.: 2011-CP-32-04981
Appellate Case No.: 2014-000671

Dear Ms. Kitchings:

I trust this letter finds you well. Enclosed please find Respondent's Motion to Continue the Oral Argument in this matter which has been set for December 9, 2015 at 11:20 AM. Upon looking at my calendar this week I realized that the oral argument has been scheduled for a week that I am scheduled to be in Florida on vacation with my extended family. I inadvertently did not realize this fact when the initial notice of hearing dates came in and I apologize for this oversight. This trip is a holiday present from me to my family and I have already put forth a substantial non-refundable expenditure for accommodations and travel.

Again, I apologize for this initial oversight. This is a very significant appeal and my client expects me to be present for argument. I apologize for any inconvenience this has caused.

Respectfully Yours;



S. Jahue Moore

cc: D. Larry Kristinik
Elizabeth Herlong Brogdon
Michael J. Anzelmo
Kristen E. Horne

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SC Court of Appeals

S. Jahue Moore*
J. Mark Taylor*
C. Vance Stricklin, Jr.
James Edward Bradley*
Sheila McNair Robinson
Christian G. Spradley
C. David Sawyer, Jr.
William H. Edwards
Stanley L. Myers
Jane H. Downey*
S. Jahue Moore, Jr.
John C. Bradley, Jr.
Melissa K. Moore
William B. Fortino
Ralph Nichols Riley, Jr.
Amber Cary Fulmer
Sarah Taylor Cassidy
Gregory R. Close

Robert D. Hazel
OF COUNSEL
Billy C. Coleman
RETIRED