

The Supreme Court of South Carolina

Andrew P. (Andy) Ballard, Respondent,

v.

Tim Roberson, Rick Thoennes, Rick Thoennes III, and
Warpath Development, Inc., Petitioners.

Appellate Case No. 2015-002036


RECEIVED

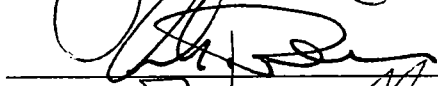
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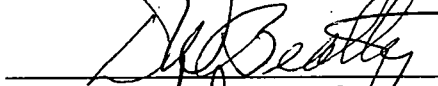
SC Court of Appeals

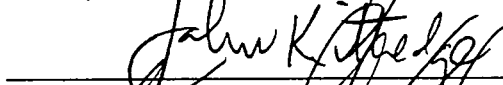
ORDER

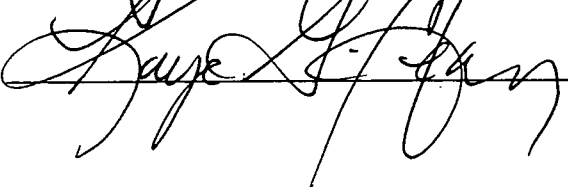
Petitioners move for an extension of time to serve and file a petition for a writ of certiorari pursuant to Rule 242, SCACR, or in the alternative, for the time limits for serving and filing a petition to be held in abeyance pending a decision by the Court of Appeals on petitioners' second petition for rehearing and suggestion for rehearing en banc. Respondent has filed a return in opposition to the motion, to which petitioners have filed a reply. We deny petitioners' request to hold the time limits for filing a petition for a writ of certiorari in abeyance, as we find petitioners' second petition for rehearing improper. However, we grant petitioners a twenty day extension of time, which shall run from the date of this order, to serve and file a petition for a writ of certiorari to the Court of Appeals and an accompanying appendix.


_____ C.J.


_____ J.


_____ J.


_____ J.


_____ J.



Columbia, South Carolina

November 19, 2015

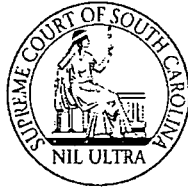
cc:

The Honorable Jenny Abbott Kitchings

Wallace K. Lightsey, Esquire

Joshua L. Howard, Esquire

The Honorable Paul B. Wickensimer



The Supreme Court of South Carolina

DANIEL E. SHEAROUSE
CLERK OF COURT

BRENDA F. SHEALY
CHIEF DEPUTY CLERK

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November 19, 2015

Joshua L. Howard, Esquire
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Greenville SC 29602

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SC Court of Appeals

Re: Andrew Ballard v. Tim Roberson
Appellate Case No. 2015-002036

Dear Counsel:

Enclosed please find this Court's Order dated November 19, 2015.

The request for an extension to serve and file the Petition for Writ of Certiorari and Appendix is granted and extended until December 9, 2015. Please refer to the order of the Supreme Court of South Carolina dated July 16, 2014 (<http://www.sccourts.org/whatsnew/displaywhatsnew.cfm?indexID=963>), regarding any further extension requests in this matter.

Also, please be advised this will be the final extension granted related to the Petition for Writ of Certiorari and Appendix in this case.

Very truly yours,

CLERK

cc: Wallace K. Lightsey, Esquire
Jenny Abbott Kitchings, Esquire
Paul B. Wickensimer