

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas  
D. Garrison Hill, Circuit Court Judge

DEC 09 2015

SC Court of Appeals

Appellate Case No.: 2015-000476  
Lower Case No. 2012-CP-23-02887

David Wilson, individually and derivatively on behalf of Carolina Custom Converting, LLC, Plaintiff,

v.

John Gandis, Andrea Comeau-Shirley, Zoi Films, LLC, and Carolina Custom Converting, LLC, Defendants,

John Gandis and Andrea Comeau-Shirley, Third-Party Plaintiffs,

v.

Carolina Custom Converting, LLC, Third Party Defendant and Counterclaim Plaintiff,

v.

Dave Wilson, Steve Norvell, Neologic Distribution, Inc. and Fresh Water Systems, Inc.,

Of Whom David Wilson, Neologic Distribution, Inc., and Fresh Water Systems, Inc., are the Respondents,

and

John Gandis, Andrea Comeau-Shirley, and Carolina Custom Converting, LLC, are the Appellants.

MOTION FOR LEAVE TO FILE INITIAL BRIEF IN EXCESS OF FIFTY PAGES

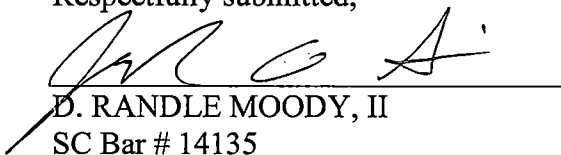
Appellants John Gandis and Andrea Comeau-Shirley hereby respectfully move this Court for leave to file an Initial Brief in excess of the fifty (50) page limit imposed by SCACR 208(b)(5).

Appellants make this motion upon the following grounds:

- (1) The case below involves a complex business matter that necessitated a week-long trial.
- (2) The trial transcript alone is approximately 1000 pages long.
- (3) There are approximately 300 exhibits to the trial transcript.
- (4) The Order from which this appeal was taken is eighteen pages long and raises several unique issues Appellants are addressing in their Initial Brief.
- (5) Due to the complex factual history and unique legal issues presented in this appeal, Appellants may need to exceed the fifty page limitation.

Appellants are hoping to submit an Initial Brief which does not exceed the fifty page limit imposed by SCACR 208(b)(5) and only file this motion out of an abundance of caution. Accordingly, counsel for Appellants Gandis and Comeau-Shirley respectfully request this Court's leave to file an Initial Brief in excess of fifty (50) pages.

Respectfully submitted,



D. RANDLE MOODY, II

SC Bar # 14135

JOSEPH O. SMITH

S.C. Bar # 77475

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**Attorneys for Appellants**

**John Gandis and Andrea Comeau-Shirley**

December 4, 2015  
Greenville, South Carolina

**THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS**

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**APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas  
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Carolina Custom Converting, LLC, Third Party Defendant and Counterclaim Plaintiff,

v.

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Of Whom David Wilson, Neologic Distribution, Inc., and Fresh Water Systems, Inc., are the Respondents,

and

John Gandis, Andrea Comeau-Shirley, and Carolina Custom Converting, LLC, are the Appellants.

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**PROOF OF SERVICE**


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I certify that I have served the Motion for Leave to File an Initial Brief in Excess of Fifty Pages, by depositing a copy of same in the United States Mail, postage prepaid, on December 4, 2015, addressed to its attorneys of record:

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December 4, 2015

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**Re: David Wilson v. John Gandis**  
**Appellate Case No. 2015-000476**  
RCCP 2209.0002

Dear Ms. Kitchings:

Please find enclosed the original and seven (7) copies of Motion for Leave to File Initial Brief in Excess of Fifty Pages on behalf of Appellants John Gandis and Andrea Comeau-Shirley. I would appreciate your returning a filed copy to me in the envelope provided within.

By copy of this letter, we are advising all counsels of same. Thank you.

With kind regards, I am

Sincerely,

**ROE CASSIDY COATES & PRICE**

Ellen S. Griffin  
Paralegal to Joseph O. Smith

DRM/esg

cc: W. Andrew Arnold w/ enclosures  
Bruce B. Campbell w/ enclosures  
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