

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM YORK COUNTY  
Court of Common Pleas

Daniel D. Hall, Circuit Court Judge  
S. Jackson Kimball, Special Circuit Court Judge

Case No. 2013-CP-46-00246

RECEIVED

JAN 13 2016

SC Court of Appeals

Morningstar Fellowship  
Church,

Appellant,

v.

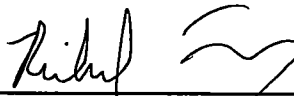
York County, South Carolina,

Respondent.

MOTION FOR EXTENSION OF TIME

Appellant hereby moves the Court to extend the time to file and serve its initial brief by an additional fourteen (14) days. Appellant shows the Court that the time for filing and serving its initial brief has not expired, as Appellant received the requested transcript on December 31, 2015. Appellant respectfully moves the Court to extend the time to file and serve its initial brief until February 12, 2016, for the reason that Appellant needs additional time to prepare its brief.

January 12, 2016

  
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*Attorneys for Respondent*

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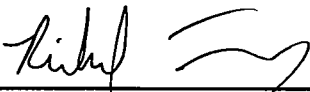
York County, South Carolina,

Respondent.

MEMORANDUM IN SUPPORT OF MOTION FOR EXTENSION OF TIME

Appellant shows the Court that the time to submit Appellant's initial brief has not yet expired, as Appellant received the requested transcript from the court reporter on December 31, 2015. Appellant requires additional time to prepare its initial brief. Pursuant to Rules 240 and 263(b), SCACR, Appellant respectfully moves the Court to extend the time to file its initial brief by 14 days, up to and including February 12, 2016. Counsel for Respondent consents to this motion.

January 12, 2016

  
Richard B. Fennell  
S.C. Bar No.: 10467  
James, McElroy & Diehl, P.A.  
Charlotte, NC 28202  
(704) 372-9870  
*Attorney for Appellant*

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Morningstar Fellowship  
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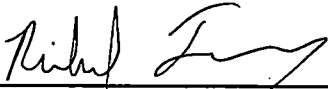
York County, South Carolina,

Respondent.

PROOF OF SERVICE

I certify that I have served this Motion for Extension of Time and Memorandum in Support on the Respondent by depositing a copy of it in the United States Mail, postage prepaid, on January 12, 2016, addressed to its attorneys of record, Daniel J. Ballou, Morton & Gettys, LLC, 331 E. Main St., Suite 300, P.O. Box 707, Rock Hill, SC 29731 and W. Keith Martens, Hamilton Martens, LLC, P.O. Box 10940, Rock Hill, SC 29731.

January 12, 2016

  
Richard B. Fennell  
S.C. Bar No.: 10467  
James, McElroy & Diehl, P.A.  
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(704) 372-9870  
*Attorney for Appellant*



**JAMES  
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\*Also admitted in S.C.

January 12, 2016

**VIA FEDERAL EXPRESS  
7754 0016 6807**

S.C. Office of Court Administration  
1220 Senate Street  
Columbia, SC 29201

**RECEIVED**  
JAN 13 2016  
SC Court of Appeals

Re: Morningstar Fellowship Church vs. York County, South Carolina  
2015-002460

Dear Clerk:

Please find enclosed a Motion for Extension of Time to be filed in the above referenced matter.

Once filed, please forward the copies back to me in the envelope I have provided for your convenience.

Should you have any questions, please feel free to contact me.

Sincerely,

Christi S. Courtney  
Legal Assistant to Richard B. Fennell

/csc

Enclosure

cc: Dan Ballou

W. Keith Martens