

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

DeAndrea G. Benjamin, Circuit Court Judge

Case No: 2011-CP-40-1998
Appellate Case No. 2012-212744

RECEIVED
SEP 14 2012
SC Court of Appeals

Jones G. Herring Respondent,

v.

Gilbert S. Bagnell and Bagnell and Eason, LLC Appellant.

**APPELLANTS MOTION FOR ENLARGEMENT OF TIME
TO FILE RETURN TO MOTION TO REMAND
AND/OR FOR SETTING OF AN APPEAL BOND**


Undersigned counsel for Appellants Gilbert S. Bagnell and Bagnell and Eason, LLC respectfully moves before the Court for a five (5) day extension of time, up to and including September 14, 2012 in which to file a return to the Respondent's Motion to Remand and/or for Setting of an Appeal Bond (the "Motion"). This is the first Motion for Enlargement of Time to File the Return.

The motion was filed on August 29, 2012. Thus, pursuant to Rule 224(c) the return was due on September 9, 2012. Because of the intervening labor day holiday, the motion was received on September 4, 2012. Appellant's counsel inadvertently calendared the response as being due from when the motion was received, instead of when it was served. Realizing counsel's mistake, the undersigned counsel does hereby respectfully request that the court grant him an enlargement of time

to respond to the Motion.

Contemporaneously with the filing of this motion for enlargement of time, Appellant is filing and serving the return to the Motion.

By:



Richard R. Gleissner
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Columbia, South Carolina 29204
(803) 603-2228
Attorneys for Appellants

Columbia, South Carolina
September 14, 2012

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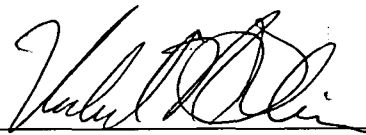
v.

Gilbert S. Bagnell and Bagnell and Eason, LLC Appellant.

PROOF OF SERVICE

I certify that I have served the Appellant's Motion for Enlargement of time to File Return to Objection to Motion to Remand And/or for Setting of an Appeal Bond on the Respondent by depositing a copy of it in the United States Mail, postage prepaid, on September 14, 2012, addressed to its attorney of record as follows:

Douglas N. Truslow, Esquire
Truslow and Truslow
P.O. Box 1465
Columbia, SC 29202



Richard R. Gleissner
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(803) 787-0505
Attorneys for the Appellants

Dated: September 14, 2012