

THE STATE OF SOUTH CAROLINA

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MAY 18 2012

IN THE SUPREME COURT

S.C. SUPREME COURT

APPEAL FROM HORRY COUNTY

The Honorable J. Michael Baxley, Circuit Court Judge

Case No.: 05-CP-26-2710

Dr. Brad R. Johnson.....Appellant

v.

Lewis W. Hall, Lewis V. Hall,

L.W. Hall Enterprises, LLC, and

Cold Air A/C Service, Inc.Respondent.

**DEFENDANT COLD AIR A/C SERVICE, INC.'S MOTION FOR AN EXTENSION
OF TIME TO FILE ITS RETURN TO THE PLAINTIFF'S PETITION**

Jay R. Lee, Esquire
Aiken, Bridges, Elliott, Tyler, & Saleeby, P.A.
P.O. Drawer 1931
Florence, SC 29503
(843) 669-8787

Attorney for Respondent Cold Air A/C Service, Inc.

The Defendant Cold Air A/C Service, Inc., pursuant to Rule 263 of the South Carolina Appellate Court Rules, hereby moves this Honorable Court as follows:

The Plaintiff, on April 4, 2012, filed his Petition for Writ of Certiorari in the above-referenced matter. Pursuant to Rule 242 of the South Carolina Appellate Court Rules the Return to the Petition was to be served within thirty (30) days of service of the Petition for Certiorari, which would have been on or before May 4, 2012. Defendant Cold Air A/C Service, Inc. served its Return to the Plaintiff's Petition on May 7, 2012, due to error on the part of Defendant with regard to time allowances dealing with service by mail.

Cold Air A/C Service, Inc., pursuant to Rule 263(b) of the South Carolina Appellate Court Rules, and hereby moves this Honorable Court to extend the May 4th deadline for its Return to allow the filing and consideration of the Return filed on behalf of Cold Air A/C Service, Inc., on May 7, 2012.

AIKEN, BRIDGES, ELLIOTT, TYLER
& SALEEBY, P.A.

By: _____

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Attorney for Respondent Cold Air A/C
Service, Inc.

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Lewis W. Hall, Lewis V. Hall,
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Cold Air A/C Service, Inc.Respondent.

CERTIFICATE OF SERVICE

I, the undersigned employee of Aiken Bridges, do hereby certify that the foregoing **MOTION FOR EXTENTION OF TIME TO FILE RETURN TO PETITION FOR WRIT OF CERTIORARI**, has this day been served by mailing copies thereof, postage prepaid, to the following person(s), this 16th day of May, 2012.

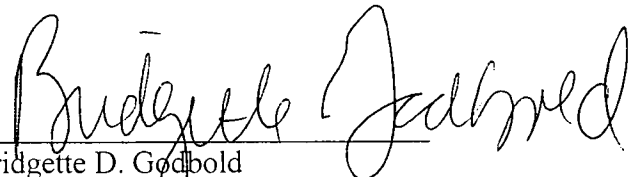
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The South Carolina Supreme Court
The Honorable Daniel E. Shearouse
P.O. Box 11330
Columbia, SC 29211

By: 
Bridgette D. Godbold
Paralegal to Jay R. Lee, Esquire

J. Boone Aiken, III •
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•Certified Mediator/Arbitrator
+Also Admitted District of Columbia

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Alvin A. Coleman (1930-1995)

May 16, 2012

RECEIVED

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S.C. SUPREME COURT
pm 5-16-12

The South Carolina Supreme Court
Daniel E. Shearouse, Clerk of Court
P.O. Box 11330
Columbia, SC 29211

RE: Dr. Brad R. Johnson vs. Lewis W. Hall, Lewis V. Hall, L. W. Hall Enterprises, LLC
and Cold Air AC Service, Inc.
C/A No.: 2005-CP-26-2710
Our File No.: 26692

Dear Mr. Shearouse:

I am enclosing an original and two (2) copies of Respondent Cold Air A/C Services, Inc.'s Motion for Extension of Time to File its Return to Petition for Writ of Certiorari in connection with the above-referenced matter along with proper proof of service. Upon filing, please return the clocked copies to me in the enclosed self-addressed, stamped envelope provided for your convenience. By copy of this letter, I am enclosing and serving copies of the same upon opposing counsel.

Please contact my office with any questions or concerns.

With kind regards, I remain

Most sincerely yours,

JAY R. LEE

JRL:bdg
Enclosure

Aiken, Bridges, Elliott, Tyler & Saleeby, P.A.

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May 16, 2012

Page 2

Cc:

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