

79765

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

JUN 03 2016

SC Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Honorable Larry B. Hyman, Jr., Circuit Court Judge

Case No. 2012-CP-26-05610

Appellate Case No.: 2015-002638

Shaul Levy and Mier Levy Respondent,

v.

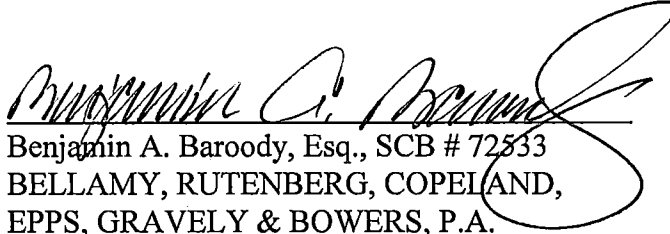
Carolinian, LLC Appellant.

NOTICE OF PETITION AND PETITION FOR EXTENSION

Appellant hereby requests an extension of time until June 13, 2016 to file the Reply Brief to Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal. The basis for this request is that Counsel for the Appellant received Respondent's Initial Brief and Designation of Matter on May 26, 2016, was in court in Charleston County on May 26th, was away for Memorial Day holiday, and in court in Dorchester County on May 31st and has not had sufficient time to prepare a reply. Therefore, additional time is needed for counsel to properly Reply to Respondent's Initial Brief. Counsel for the Respondent has consented to this request for an extension of time.

The Reply Brief is due June 3, 2016, and if this Request is granted, the Reply Brief will be due on June 13, 2016. Appellant submits that this Petition is not intended for purposes of delay.

Respectfully submitted,



Benjamin A. Barood, Esq., SCB # 72533
BELLAMY, RUTENBERG, COPELAND,
EPPS, GRAVELY & BOWERS, P.A.

P.O. Box 357

Myrtle Beach, SC 29578

(843) 448-2400

Counsel for Appellant

Myrtle Beach, South Carolina

June 1, 2016

RECEIVED

JUN 03 2016

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Honorable Larry B. Hyman, Jr., Circuit Court Judge

Case No. 2012-CP-26-05610

Appellate Case No.: 2015-002638

Shaul Levy and Mier Levy Respondent,

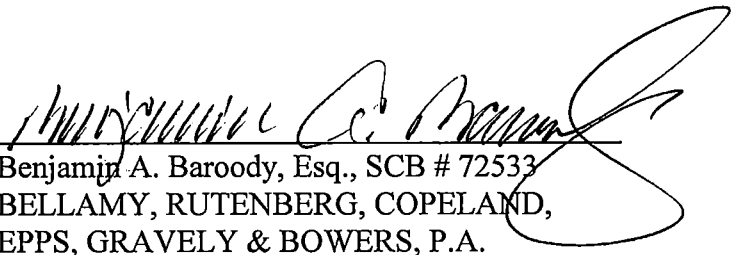
v.

Carolinian, LLC Appellant.

PROOF OF SERVICE

I certify that I have served the Notice of Petition and Petition for Extension on the person(s) whose name and address appear below by depositing a copy of it in the United States Mail, postage prepaid, on June 1, 2016.

Mark B. Goddard, Esquire
R. Wayne Byrd, Esquire
Audra McCall Byrd, Esquire
Turner Padgett Graham & Laney, PA
Post Office Box 2116
Myrtle Beach, SC 29578
-Counsel for the Respondent



Benjamin A. Baroody, Esq., SCB # 72533

BELLAMY, RUTENBERG, COPELAND,

EPPS, GRAVELY & BOWERS, P.A.

P.O. Box 357

Myrtle Beach, SC 29578

(843) 448-2400

Counsel for Appellant

Myrtle Beach, South Carolina

June 1, 2016

HOWELL V. BELLAMY, JR.
EDWARD B. BOWERS, JR.*
BRADLEY D. KING
M. EDWIN HINDS, JR.
DAVID B. MILLER**
C. WINFIELD JOHNSON, III
DOUGLAS M. ZAYICEK
MARTIN C. DAWSEY*
ROBERT S. SHELTON**



THE BELLAMY LAW FIRM

1000 29TH AVENUE NORTH • MYRTLE BEACH, SC 29577
MAILING ADDRESS: P.O. BOX 357 • MYRTLE BEACH, SC 29578
TELEPHONE (843) 448-2400 • FACSIMILE (843) 448-3022
www.BellamyLaw.com

* LLM TAXATION
** CERTIFIED MEDIATOR
*** LICENSED IN SC & NC

HOWELL V. BELLAMY, III
ASHLEY P. MORRISON
GEORGE W. REDMAN, III ***
BENJAMIN A. BAROODY ** ***
PHILLIP H. ALBERGOTTI* ***
HAYES K. STANTON ** ***
KARA J. KEITH
HOLLY M. LUSK

RETIRED:
CLAUDE M. EPPS, JR.
JOHN E. COPELAND
DAVID R. GRAVELY
JILL F. GRIFFITH
JOHN K. RUTENBERG (1939-2012)

Writer's Direct Line: 843-916-7167
E-Mail: Bbaroody@BellamyLaw.com

RECEIVED

JUN 03 2016

June 1, 2016

SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk of Court
Court of Appeals
1015 Sumter Street - 2nd Floor
Columbia, South Carolina 29201

Re: Shaul Levy and Mier Levy v. Carolinian, LLC
Appellate Case No.: 2015-002638

Dear Ms. Kitchings:

Enclosed for filing please find Appellant's Notice of Petition and Petition for Extension in the above referenced matter. Opposing counsel does not oppose this motion.

The filing fee in the amount of \$25.00 is enclosed. According to my calculations, should this Petition be granted, Appellant's Reply Brief will be due on or before June 13, 2016. Please let me know immediately if my calculations are incorrect.

I would appreciate you returning a clocked copy of the Proof of Service in the enclosed self-addressed, stamped envelope I have provided for your convenience.

With kindest personal regards, I remain

Yours very truly,

BELLAMY, RUTENBERG, COPELAND,
EPPS, GRAVELY & BOWERS, P.A.

Benjamin A. Baroody

Enclosures as stated
cc: Client
R. Wayne Byrd, Esquire

Mark B. Goddard, Esquire
Audra McCall Byrd, Esquire

June 1, 2016
Page 2
BELLAMY, RUTENBERG, COPELAND,
EPPS, GRAVELY & BOWERS, P.A.
ATTORNEYS AT LAW
P.O. Box 357
MYRTLE BEACH, SOUTH CAROLINA 29578

COLUMBIA
SC 290
01 JUN '16
PM 1 L

NEOPOST FIRST-CLASS MAIL
06/01/2016
US POSTAGE \$000.88⁵



ZIP 29577
041L11256659



Honorable Jenny Abbott Kitchings
Clerk of Court
Court of Appeals
1015 Sumter Street - 2nd Floor
Columbia, South Carolina 29201
RECEIVED
JUN 03 2016
SC Court of Appeals

14736.87034.39 (BAB)