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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM CHESTER COUNTY  
Court of Common Pleas

Brian M. Gibbons, Circuit Court Judge

Appellate Case No. 2015-002558

**RECEIVED**  
JUN 17 2016  
SC Court of Appeals

CHRIS M. DOMNICK,

Respondent,

v.

FRANK LEROY DOMNICK and  
SHELLY L. DOMNICK,

Appellants.

MOTION FOR SUBSTITUTION OF COUNSEL  
and FOR EXTENSION OF TIME

Pursuant to Rules 263(b) and 240, S.C.A.C.R., the Appellants, by their counsel undersigned, move this Court for an order granting an extension of time in which to file the Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal in the matter above, on the grounds stated below:

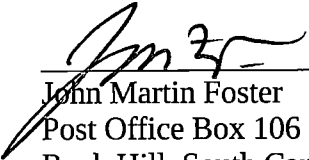
1. Counsel for the Appellants received the final Court records herein ca. Five (5) weeks ago and prior to the date of his original Motion to be substituted as Appellants' counsel and for Extension of Time. The Court has so substituted him and granted an extension through this date.
2. Counsel for the Appellants is prevented from filing the Appellants' Initial Brief and Designation of Matter owing to the press of business in his office.
3. Counsel for both sides are actively engaged in settlement negotiations;

Counsel for the Appellants believes the same should resolve within a further thirty (30) day extension period.

The basis of this Motion is the within-cited Rules, the records of this appeal, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellants herein move this Court for an extension of time for a period of thirty (30) days in which to file the Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal..

June 15, 2016

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, South Carolina 29731  
(803) 324-8100  
Attorneys for Appellants

Other Counsel of Record:

D. Alan Lazenby  
Ginger D. Goforth  
Lazenby Law Firm, LLC  
Post Office Box 6099  
Spartanburg, S. C. 29304  
Attorneys for Respondent  
(864) 804-5050

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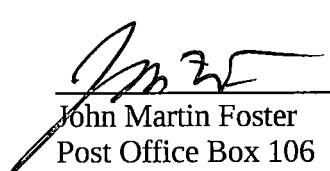
CERTIFICATE OF SERVICE

I certify that I have served the Appellants' Motion for Substitution of Counsel and for Extension of Time dated June 15, 2016, on the following counsel or persons of record:

D. Alan Lazenby  
Ginger D. Goforth  
Lazenby Law Firm, LLC  
Post Office Box 6099  
Spartanburg, S. C. 29304

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262(b), S.C.A.C.R.

June 15, 2016

  
\_\_\_\_\_  
John Martin Foster  
Post Office Box 106  
Rock Hill, S. C. 29731-6106  
803 324-8100  
Attorney for Appellants

JOHN MARTIN FOSTER

*Attorney at law*

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|                                |              |                        |
|--------------------------------|--------------|------------------------|
| The Guardian Building          | PO Box 106   | 803 324 8100           |
| 223 East Main Street Suite 520 | Rock Hill SC | 803 324 8109 Fax       |
| Rock Hill South Carolina 29730 | 29731-6106   | jmfoster@comporium.net |

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June 15, 2016

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

RECEIVED  
JUN 17 2016  
S.C. Court of Appeals

Re: Charles M. Domnick, Respondent,  
v. Frank Leroy Domnick and Shelly L. Domnick, Appellants  
Appeallate Case No. 2015-002558

Dear Ms. Kitchings:

In accordance with Rules 240 and 263(a), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of the Appellants' Motion for Extension of Time, together with Certificate of Service for the same in the above referenced case. I also enclose our check for the Motion fee of \$25.00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motion, as evidenced by the Certificate of Service.

Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

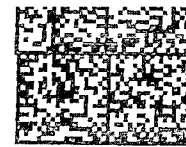
Sincerely,



John Martin Foster  
Post Office Box 106  
Rock Hill, South Carolina 29731  
803 324-8100  
Attorney for Appellants

jmf/  
enclosures

cc: D. Alan Lazenby  
Ginger D. Goforth  
Lazenby Law Firm, LLC  
Post Office Box 6099  
Spartanburg, S. C. 29304  
Attorneys for Respondent  
(864) 804-5050

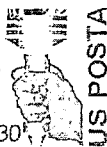


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\$1.99

06/15/16

Mailed From 29730



**John Martin Foster Attorney**

223 East Main St Suite 520  
Post Office Box 106  
Rock Hill SC 29731-6106

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**TO:**

THE HONORABLE JENNY ABBOTT KITCHINGS  
CLERK OF THE COURT OF APPEALS  
POST OFFICE BOX 11629  
COLUMBIA, S.C. 29211

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JUN 17 2016  
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