

80062

IN THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BERKELEY COUNTY
Court of Common Pleas

Roger M. Young, Sr., Circuit Court Judge

RECEIVED

JUN 29 2016

Appellate Case No. 2016-000521

SC Court of Appeals

Estate of John Fortney, Deceased, by his duly appointed
Personal Representative, Constance S. Fortney Appellant

vs.

Berkeley Electric Cooperative Respondent

John Steven Robinson, Appellant

vs.

Berkeley Electric Cooperative Respondent

MOTION FOR EXTENSION OF TIME

Respondent Berkeley Electric Cooperative hereby moves pursuant to Rule 240,
SCACR, for an extension of time in which to file its Initial Brief and Designation of
Matter.

Respondent's Brief and Designation of Matter are due to be filed on July 8, 2016.
Due to the current professional and personal vacation schedules of Respondent's counsel

between now and the July 8, 2016 deadline, Respondent respectfully moves to extend the deadline to file its Initial Brief and Designation of Matter for an additional 30 days. Such extension would make the Respondent's Initial Brief and Designation of Matter due no later than August 8, 2016. Respondent further asks that all deadlines be stayed pending a ruling on this motion.

Counsel for Appellant have graciously consented to Respondent's extension request, as evidenced by the attached email correspondence.



Pope D. Johnson, III
Attorney at Law
1230 Richland Street
Columbia, SC 29201
803-799-9791
803-253-6084 (Fax)
pope@popejohnsonlaw.com
Attorney for the Respondent

Columbia, South Carolina
June 29, 2016

Pope Johnson

From: Kevin Smith <ksmith@hoffmanlaw.net>
Sent: Wednesday, June 29, 2016 10:36 AM
To: Pope Johnson
Cc: John B Williams (jbw@williamsandhulst.com); Jary Hulst (jjh@williamsandhulst.com)
Subject: RE: Fortney v. Berkeley Electric

no problem

From: Pope Johnson [<mailto:pope@popejohnsonlaw.com>]
Sent: June 29, 2016 10:35 AM
To: Kevin Smith
Cc: John B Williams (jbw@williamsandhulst.com); Jary Hulst (jjh@williamsandhulst.com)
Subject: Fortney v. Berkeley Electric

Kevin, I want to ask for a 30 day extension of time to file the Respondent's Brief and Designation of Matter. Do you consent? Please advise.

Pope D. Johnson, III
Attorney at Law
1230 Richland Street
Columbia, SC 29201
803-799-9791
803-376-8965 (direct)
803-730-1078 (cell)
803-253-6084 (fax)

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PROOF OF SERVICE

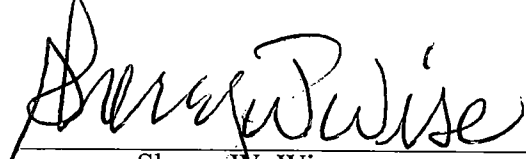
I, Sherry W. Wise, of Pope D. Johnson, III, Attorney at Law, hereby certify that I have served Kevin B. Smith, attorney for the Petitioner, with the foregoing pleading(s) by mailing a copy of same, postage prepaid and return address clearly indicated, to him at the following address on the 29th day of June, 2016.

COUNSEL SERVED:

Kevin B. Smith, Esquire
Hoffman Law Firm
7087 Rivers Avenue
North Charleston, SC 29406

PLEADINGS:

Motion for Extension of Time


Sherry W. Wise

POPE D. JOHNSON, III
Attorney at Law

1230 RICHLAND STREET
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TELEPHONE 803-799-9791
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Direct Dial: 803-376-8965
E-Mail: pope@popejohnsonlaw.com

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SC Court of Appeals

(Via Hand Delivery)

Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

RE: Estate of John Fortney, deceased, by his duly appointed Personal Representative, Constance S. Fortney v. Berkeley Electric Cooperative
John Steven Robinson v. Berkeley Electric Cooperative
Case No. 2016-000521

Dear Ms. Kitchings:

Enclosed herewith are the original and seven (7) copies of Respondent's Motion for Extension of Time regarding the above-referenced action. Also enclosed is a check in the amount of \$25.00 for the filing fee. Please file the original and six copies and clock and return the additional copy to me.

With a copy of this letter to Kevin B. Smith, attorney for the Appellant, I am serving a copy of Motion for Extension upon him.

Sincerely,


Pope D. Johnson, III

PDJIII/sww
Enclosures

cc: Kevin B. Smith, Esquire