

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 29 2016

SC Court of Appeals

Chris N. Domnick Respondent,

v.

Frank Leroy Domnick, Jr. and Shelly L. Domnick Appellants.

RETURN TO APPELLANTS' SECOND MOTION FOR EXTENSION OF TIME

Respondent hereby replies to Appellants' Second Motion for an Extension of Time to File its Initial Brief, on the grounds as stated below:

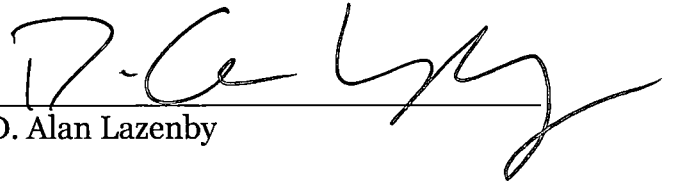
1. Counsel for the Appellants received the final Court records in a timely manner as confirmed by the Clerk of Court of Chester County.
2. Counsel for the Appellants has already been granted one Extension of Time by the Court to file its Initial Brief and Counsel has not done so.
3. Counsel should not have taken this case if the "press of business in his office" does not allow him time to devote to filing in a timely manner.
4. Counsel for Appellants has in fact made a settlement offer, but it was not a meaningful one. Therefore, Counsel for Respondent does not believe that this can be considered as grounds for an extension of time, nor will it

result in resolving this matter within a further thirty (30) day extension period.

WHEREFORE, Respondent moves to have the extension denied.

Respondent also requests that the Court of Appeals award Respondent available costs and attorney fees pursuant to Rule 222, SCACR.

Respectfully submitted,



D. Alan Lazenby

LAZENBY LAW FIRM, LLC
PO Box 6099
Spartanburg, SC 29304
Telephone: (864) 804-5050

ATTORNEY FOR RESPONDENT

June 27, 2016

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHESTER COUNTY
Court of Common Pleas

Brian M. Gibbons, Circuit Court Judge

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SC Court of Appeals

Appellate Case No. 2015-002558

Chris N. Domnick Respondent,

v.

Frank Leroy Domnick, Jr. and Shelly L. Domnick Appellants.

PROOF OF SERVICE

I, the undersigned, hereby certify the Return to Appellant's Second Motion for Extension of Time in the above referenced matter was mailed, postage prepaid, to Counsel for Appellants on June 27, 2016 as follows:

John Martin Foster, Esq.
PO Box 106
Rock Hill, SC 29731



D. Alan Lazenby

LAZENBY LAW FIRM, LLC
PO Box 6099
Spartanburg, SC 29304
Telephone: (864) 804-5050

ATTORNEY FOR RESPONDENT

June 27, 2016

LAZENBY LAW FIRM, LLC

ATTORNEY AT LAW

D. ALAN LAZENBY *

*ALSO LICENSED IN GA

RECEIVED
POST OFFICE BOX 6099 (29304)
340 E. MAIN ST., SUITE 240
SPARTANBURG, SC 29302
PHONE: 864-804-5050
FAX: 864-804-5051

SC Court of Appeals

June 27, 2016

The Honorable Jenny Abbott Kitchings
SC Court of Appeals Clerk
PO Box 11629
Columbia, SC 29211

Re: Chris N. Domnick v. Frank L. Domnick Jr. and Shelly Domnick
Appellant C.A. No: 2015-002558

Dear Ms. Kitchings:

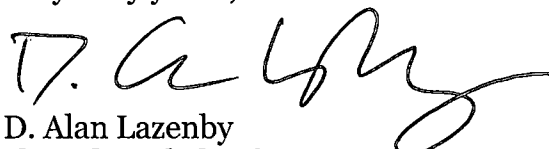
Enclosed herewith are an original and seven (7) copies of Respondent's Return to Appellants' Second Motion for Extension of Time to File Initial Brief, together with a Proof of Service for same.

By copy of this correspondence to Counsel for Appellant, I am serving him with a copy of the Return.

Please return a filed copy of the Return to my office in the self addressed stamped envelope I have enclosed for your convenience.

Please note that Ginger Goforth is no longer the attorney of record on this matter, and our address is PO Box 6099, Spartanburg SC 29304. We have not gotten copies of some of the Court's mail including the Order granting the last extension of time, and I want to be sure that we receive all mail going forward. I appreciate your assistance in this regard.

Very truly yours,



D. Alan Lazenby
alan@lazenbylawfirm.com

DAL: je

Enclosures

cc: John Martin Foster, Esq.

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHESTER COUNTY
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Chris N. Domnick Respondent,

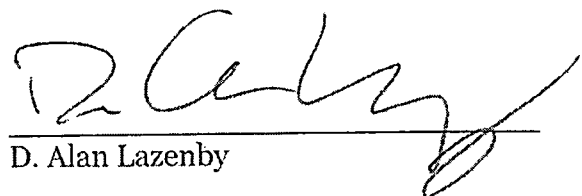
v.

Frank Leroy Domnick, Jr. and Shelly L. Domnick Appellants.

PROOF OF SERVICE

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John Martin Foster, Esq.
PO Box 106
Rock Hill, SC 29731


D. Alan Lazenby

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Spartanburg, SC 29304
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ATTORNEY FOR RESPONDENT

June 27, 2016

LAZENBY LAW FIRM, LLC
PO BOX 6099
SPARTANBURG SC 29304-6099

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THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF COURT FOR COURT OF APPEALS
PO Box 11629
COLUMBIA SC 29211-1629

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JUN 29 2016

SC Court of Appeals