

80268

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

JUL 18 2016

SC Court of Appeals

The Honorable Deadra L. Jefferson

Case No. 2004-CP-10-3867
Appellate Case No. 2016-000879

Charles Bickerstaff, M.D., and
Barbara Magera, M.D.,

Appellants,

v.

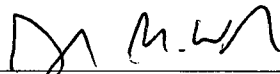
Roger Prevost d/b/a/ Prevost
Construction, Inc.

Respondent.

**MOTION FOR AN EXTENSION OF TIME FOR APPELLANTS TO FILE
INITIAL BRIEF AND DESIGNATION OF MATTER**

Appellants respectfully move for an extension of time to file their initial brief and designation of matter. The basis of this motion is this: The Appellants and the Respondent have jointly moved for a consolidation of this Appeal with Appeal Number 2016-000998. In the interest of judicial efficiency, the Appellants would like to avoid submitting an initial brief for one appeal prior to the consolidation motion being rule on by this Court. The Appellants request for an extension of 30 days, until August 15, 2016. In the event that the consolidation motion is granted, the Appellants would request that their initial brief be due 30 days after the granting of that motion.

SMITH | CLOSSER, P.A.



Steven L. Smith (SC Bar No.: 05173)
Samuel M. Wheeler (SC Bar No.: 101008)
7455 Cross County Road, Suite 1
P.O. Box 40578
Charleston, SC 29423-0578
843-760-0220
Attorneys for the Appellants

July 14, 2016

Other Counsel of Record:

Frank M. Cisa
Cisa & Dodds, LLP
858 Lowcountry Boulevard, Suite 101
Mt. Pleasant, SC 29464
(843) 881-6530
Attorneys for the Respondent

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

The Honorable Deadra L. Jefferson

Case No. 2004-CP-10-3867
Appellate Case No. 2016-000879

RECEIVED

JUL 18 2016

SC Court of Appeals

Charles Bickerstaff, M.D., and
Barbara Magera, M.D., Appellants,

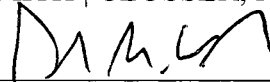
v.

Roger Prevost d/b/a/ Prevost
Construction, Inc. Respondent.

PROOF OF SERVICE

I certify that on July 14, 2016, I served the Appellants' *Motion for an Extension of Time for Appellants to File Initial Brief and Designation of Matter* on Frank M. Cisa, counsel for the Respondent, Roger Prevost d/b/a Prevost Construction, Inc., by mailing, postage prepaid, a copy of it to the offices of Cisa & Dodds, LLC, located at 858 Lowcountry Boulevard, Suite 101, Mount Pleasant, South Carolina, 29464.

SMITH | CLOSSER, P.A.



Steven L. Smith (SC Bar No.: 05173)
Samuel M. Wheeler (SC Bar No.: 101008)
7455 Cross County Road, Suite 1
P.O. Box 40578
Charleston, SC 29423-0578
843-760-0220
Attorneys for the Appellants

July 14, 2016

Smith | Closser, P.A.

Attorneys at Law
7455 Cross County Road, Suite One
Post Office Box 40578
Charleston, South Carolina 29423-0578

Samuel M. Wheeler
swheeler@scnlaw.com

RECEIVED

JUL 18 2016

SC Court of Appeals

Office - 843-760-0220
Fax - 843-552-2678
www.smithclosser.com

July 14, 2016

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

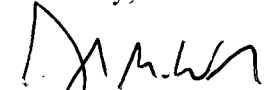
RE: Charles Bickerstaff, M.D., and Barbara Magera, M.D., Appellants v. Roger
Prevost d/b/a Prevost Construction, Inc., Respondent
Case No. 2004-CP-10-3867
Appellate Case No. 2016-000879
S/C File No. 06-537

Dear Ms. Kitchings:

In response to your letter, dated July 11, 2016, I am writing to inform the Court that we have received the transcripts for the above appeal. In conjunction with this notice, enclosed is a *Motion for an Extension of Time for Appellants to File Initial Brief and Designation of Matter*. Enclosed is the original motion, seven (7) copies, proof of service, and a check for \$25.

Please file the original and return one stamped copy to my office in the prepaid envelope provided. Thank you for your assistance. Should you have any questions, please do not hesitate to contact me.

Sincerely,


Samuel M. Wheeler

cc: Frank M. Cisa, Esq.
Attorney for the Respondent

Enclosures

✓

Smith | Closser, P.A.
7455 Cross County Rd, Ste 1
P.O. Box 40578
Charleston, SC 29423



RECEIVED
JUL 18 2016
SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk, SC Court of Appeals
P. O. Box 11629
Columbia, SC 29211

