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AUG 19 2016

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

THE HONORABLE FRANKLIN B. JOYNER, JR.
CHESTERFIELD COUNTY COURT OF COMMON PLEAS

APPELLATE CASE No. 2016-001372

Cora Lea Nichols.....Respondent

v.

Cardinal Logistics Management Corporation and Ronnie Clark.....Appellants.

CONSENT MOTION FOR TEMPORARY STAY AND
ENLARGEMENT/EXTENSION OF BRIEFING SCHEDULE

NOW COME the parties by and through their respective undersigned counsel and hereby file this Consent Motion for an Order allowing a Stay of the Briefing schedule and Enlargement/Extension of the briefing deadlines by ninety (90) days based upon the following grounds:

1. That this appeal is timely filed and currently requires the appellants' initial brief and designation of matter to be filed and served on August 26, 2016.
2. That the parties have engaged in settlement discussions, and the parties require additional time to negotiate and attempt to resolve this matter.
3. That the parties desire and expect to participate in mediation in the near future.
4. That if the case does not settle at mediation, the neutral will file a Proof of ADR with the Court of Appeals and the parties briefing schedule shall continue in accordance with the South Carolina Rules of Appellate Procedure.

5. Therefore, based on the foregoing, the parties hereby respectfully request an extension of the above remaining deadlines. Specifically, the parties request that the following deadlines be extended, as follows:

- a. The Briefing schedule be stayed/extended for ninety (90) days from the present schedule
- b. Mediation is to be completed within ninety (90) days;
- c. Mediation Procedures are to be followed consistent with the rules of ADR;
- d. Proof of ADR is to be filed upon completion of the same; and
- e. If mediation is not successful, Appellants' initial brief and designation of matters shall be due on or before November 26, 2016.

6. That the Court is authorized by Rule 261(c) of the South Carolina Rules of Appellate Procedure and Rules 1(a)(3) and 3(c) of the South Carolina Alternative Dispute Resolution Rules to extend/modify and direct the same along with good cause, which is hereby shown; further, counsel for both parties have conferred and consent to the Motion.

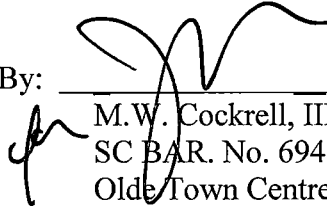
7. That these extensions will allow the parties time to mediate, and in the event mediation is unsuccessful, participate in the briefing process without prejudice to either party.

WHEREFORE, the parties request an Order directing the parties to mediation within ninety (90) days in attempt to resolve all issues with this appeal and enlarge/extend the Briefing schedule by ninety (90) days (making the initial filings of the Appellant due on or before November 26, 2016) to accommodate resolution attempts of the parties.

(Signature page to follow)

COCKRELL LAW FIRM, P.C.

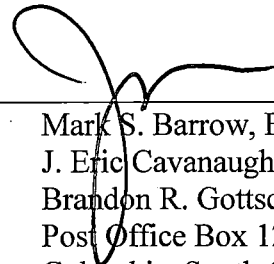
By: _____

 *of express written consent*

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SWEENEY WINGATE and BARROW

By: _____


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Counsel for Appellants

Columbia, South Carolina

August 19, 2016

THE STATE OF SOUTH CAROLINA
In The South Carolina Court of Appeals

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SC Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Court of Common Pleas
Franklin B. Joyner, Special Referee

Case No. 2014-CP-13-574
Case No. 2014-CP-13-587

Court of Appeals Tracking No.: 2016-001372

Cora Lea Nichols.....Respondent,

v.

Cardinal Logistics Management Corporation and Ronnie Clark.....Appellants.

PROOF OF SERVICE

I certify that I have served the Consent Motion for Temporary Stay and Enlargement/Extension of Briefing Schedule on Cora Lee Nichols by depositing a copy of it in the United States Mail, postage prepaid, on August 19, 2016, addressed to her attorney of record, M.W. Cockrell, III, 159 Main Street, Chesterfield, South Carolina 29709.

August 19, 2016



Mark S. Barrow
J. Eric Cavanaugh
Brandon R. Gottschall
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(803)256-2233
Attorneys for Appellants



SWEENEY WINGATE & BARROW P.A.

August 19, 2016

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SC Court of Appeals

Reply to: Main Office

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VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

RE: Cora Lea Nichols, Respondent v. Cardinal Logistics and Ronnie Lee Clark,
Appellants
Civil Action No.: Appellate Case No. 2016-001372
Our File: 3837-9417

Dear Ms. Kitchings:

Enclosed for filing is the original and one (1) copy of Appellant's Consent Motion for Temporary Stay and Enlargement/Extension of Briefing Schedule along with the Proof of Service, and the \$25.00 filing fee. Please return a filed stamped copy of the Motion via our courier.

By copy hereof, all counsel of record are being served with the above.

Thank you for your assistance, and should you have any questions, please do not hesitate to contact me.

Respectfully,

SWEENEY, WINGATE & BARROW, P.A.

For J. Eric Cavanaugh

JEC/smt
Enclosures

cc: M.W. Cockrell, III, Esquire

S·W·B

SWEENY WINGATE & BARROW P.A.

1515 LADY ST. (29201) ■ PO BOX 12129 ■ COLUMBIA, SC 29211

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