

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

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AUG 25 2016
SC Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

J.C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2016-001486

Randy Skelton and Penelope Skelton,.....Respondents,

v.

Summerville Plaza, LLC; Bi-Lo, LLC; and Bi-Lo, Inc.,

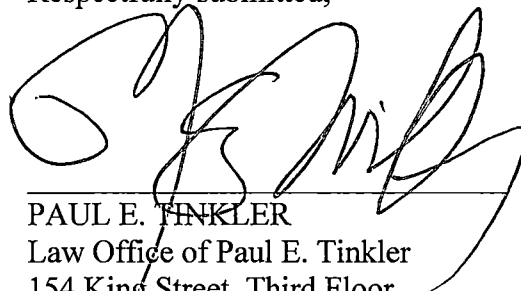
Of whom Bi-Lo, LLC; and Bi-Lo, Inc. are Appellants.....Appellants.

**RETURN TO SECOND MOTION FOR EXTENSION TO FILE RETURN TO
MOTION TO DISMISS**

Respondents oppose Appellants' Second Motion for Extension of Time. Respondents consented to a first extension of ten days. It is estimated that the case may be tried in October 2016, provided that there is no appeal pending. Respondents wish to proceed with discovery and further activity in the lower Court and are informed and believe that further delays are prejudicial. Appellants are represented by five lawyers and need no more than thirty minutes to prepare a response to the Motion to Dismiss.

Accordingly, Respondents respectfully request that Appellants' motion for a second extension of time be denied.

Respectfully submitted,



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ATTORNEYS FOR RESPONDENTS

At Charleston, South Carolina
This 23rd day of August 2016

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v.

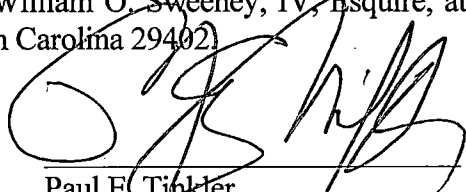
Summerville Plaza, LLC; Bi-Lo, LLC; and Bi-Lo, Inc.,

Of whom Bi-Lo, LLC; and Bi-Lo, Inc. are the Appellants.....Appellants.

PROOF OF SERVICE

I certify that I have served a Return to Second Motion for Extension to file Return to Motion to Dismiss Appeal to the above-named Appellants, by depositing a copy of it in the United States Mail, postage prepaid, on August 23, 2016, addressed to their attorneys of record, Stephen L. Brown, Esquire, Duke R. Highfield, Esquire, Jeffrey J. Wiseman, Esquire, Russell G. Hines, Esquire, and William O. Sweeney, IV, Esquire, at their office located at P.O. Box 993, Charleston, South Carolina 29402.

August 23, 2016



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Paul E. Tinkler

August 23, 2016

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

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AUG 25 2016

SC Court of Appeals

Re: Randy Skelton and Penelope Skelton, Respondents v. Summerville Plaza, LLC, Bi-Lo, LLC; and Bi-Lo, Inc., Defendants, Of whom Bi-Lo, LLC; and Bi-Lo, Inc. are the Appellants, Case No. 2015-CP-10-3566

Appellate Case No. 2016-001486

Dear Ms. Kitchings:

Enclosed for filing on behalf of Respondents are the following:

- 1) Return to Second Motion for Extension to File Return to Motion to Dismiss Appeal (original and six (6) copies); and
- 2) Proof of Service of the Return to Second Motion for Extension to File Return to Motion to Dismiss Appeal.

I would appreciate your forwarding the Return to the Court for consideration.

Thanking you for your kind assistance, I am

Sincerely yours,

Paul E. Tinkler

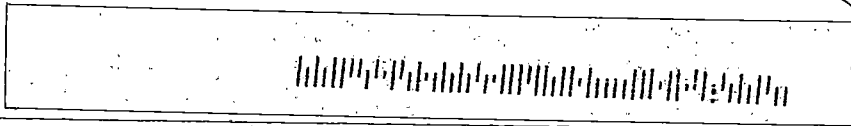
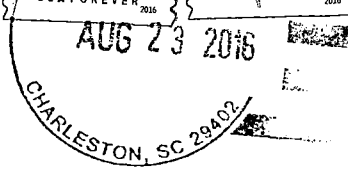
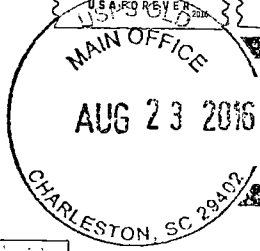
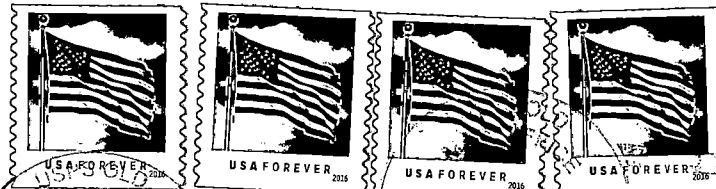
PET/jh
Enclosures
cc:

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Duke R. Highfield, Esquire
Jeffrey J. Wiseman, Esquire
Russell G. Hines, Esquire
William O. Sweeney, IV, Esquire

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