

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

James R. Barber III, Circuit Court Judge  
Letitia H. Verdin, Circuit Court Judge

RECEIVED

SEP 26 2016

SC Court of Appeals

Case No. 2014-CP-23-03422

Three Blind Mice, LLC  
d/b/a The Blind Horse Saloon ..... Respondent

v.

Colony Insurance Company ..... Appellant

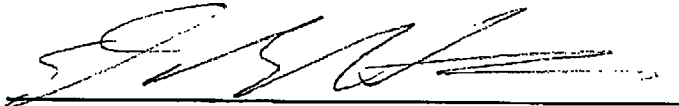
MOTION FOR EXTENSION OF TIME TO FILE  
APPELLANT'S INITIAL REPLY BRIEF AND  
DESIGNATION OF MATTER

Appellant Colony Insurance Company, with the consent of Respondent, moves for a ten-day extension in which to file its Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal. This is Appellant's first request for an extension and is based on good cause and not intended for purposes of delay, nor will the requested extension prejudice the rights of any party. In support of this motion, Appellant shows the Court that the Respondent's Initial Brief was mailed to

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counsel for Appellant on September 14, 2016, but that the Respondent's Initial Brief was not received by counsel for Appellant until September 19, 2016. Pursuant to Rule 208, SCACR, the Appellant's Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal would be due on September 26, 2016, without an extension of time, which would be less than five business days from the date that the Respondent's Initial Brief was received by counsel for the Appellant. By the undersigned's calculations, the extension, if granted, would extend the deadline for filing the Appellant's Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal to the 4<sup>th</sup> day of October, 2016. Respondent has consented to this extension of time for the filing of the Appellant's Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal.

Respectfully submitted,



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-and-

Eric K. Englebardt (S.C. State Bar No. 12892)  
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*Attorneys for Appellant Colony Insurance Company*

September 26, 2016

**GOLDBERG SEGALLA LLP**

800 GREEN VALLEY RD  
GREENSBORO, NC 27408

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9-26-16

DATE

CHECK NUMBER

PAY TO THE ORDER OF

SC Court of Appeals

\$ 25.00

Twenty-five & 00/100

DOLLARS



*[Signature]*

FOR filing fee - 30280004  
Medial Expiring Time

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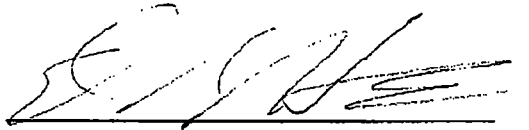
Colony Insurance Company ..... Appellant

**PROOF OF SERVICE**

I, Eric K. Englebardt, of the law offices of Wilson & Englebardt, LLC, attorneys for Appellant, do hereby certify that I have served all parties to the appeal in this action with a copy of the MOTION FOR EXTENSION TO FILE APPELLANT'S INITIAL REPLY BRIEF AND DESIGNATION OF MATTER by mailing a copy of the same by U.S. Mail, postage pre-paid, to the following addresses:

William W. Wilkins  
Andrew A. Mathias  
Nexsen Pruet, LLC  
55 East Camperdown Way, Suite 400  
Greenville, South Carolina 29601  
Telephone: 864.370.2211

*Attorneys for Respondent Three Blind Mice  
d/b/a The Blind Horse Saloon*



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[dharris@goldbergsegalla.com](mailto:dharris@goldbergsegalla.com)

*Attorneys for Appellant Colony Insurance Company*

September 26, 2016.



Kelly M. Fesperman | Paralegal  
Direct 336.419.4909 | kfesperman@goldbergsegalla.com

September 26, 2016

**VIA FACSIMILE (803) 734-1839**  
**AND U.S. FIRST CLASS MAIL**

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SEP 26 2016

SC Court of Appeals

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

**RE: *Three Blind Mice, LLC, d/b/a The Blind Horse Saloon***  
***v. Colony Insurance Company***  
**Case No: 2014-CP-23-03422**

Dear Ms. Kitchings:

Enclosed for filing, please find the following documents:

- (1) Motion for Extension of Time to File Appellant's Initial Reply Brief and Designation of Matter (original and six copies); and
- (2) Proof of Service on the Respondent (original and six copies).

Kindly please return a clocked copy of the Motion for Extension of Time to File Appellant's Initial Reply Brief and Designation of Matter to me in the self-addressed, stamped envelope enclosed. I have also enclosed a check in the amount of \$25.00 for the filing fee. By copy of this letter and Proof of Service, we are hereby serving all parties to the appeal.

Very truly yours,  
  
Kelly M. Fesperman  
Paralegal to David G. Harris II

/kf  
Enclosures  
cc: William W. Wilkins/Andrew A. Mathias

**GS** **GOLDBERG SEGALLA**

Greensboro: 800 Green Valley Road, Suite 302  
Greensboro, NC 27408  
PHONE 336.419.4900 | FAX 336.419.4950

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**To:** Clerk of Court of S.C. Court of Appeals  
**Fax:** (803) 734-1839

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**From:** David G. Harris II  
**Date:** September 26, 2016  
**Matter:** Three Blind Mice, LLC v. The Blind Horse Saloon v. Colony Insurance Co.  
**Comments:**

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Number of Pages (including fax cover): 7

**If there are any problems with this transmission,  
please call 336.419.4900.**

**RECORDED**

SEP 26 2016

**SC Court of Appeals**

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