

THE STATE OF SOUTH CAROLINA  
In the South Carolina Supreme Court

RECEIVED

OCT 11 2016

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

S.C. SUPREME COURT

R. Knox McMahon, Circuit Court Judge

Common Pleas Case No. 2012-CP-32-02093  
Common Pleas Case No. 2012-CP-32-02111  
Appellate Case No. 2014-001258  
SC Supreme Court Case No. 2016-001729

Ricky Kneece,

Petitioner

v.

Kneece Farms and Legion in  
Liquidation and South Carolina  
Property and Casualty Insurance  
Guaranty Association,

Respondents

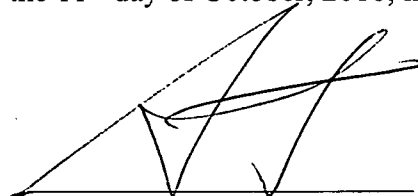
MOTION FOR EXTENSION OF TIME

The Petitioner, Ricky Kneece, by and through his undersigned counsel, hereby moves for an extension of time in which to file and serve his Reply to Respondents' Return to the Petition for Writ of Certiorari. Petitioner's Reply to the Respondents' Return to the Petition for Writ of Certiorari would have been due by October 3, 2016 had the Petitioner been timely served. Although the Respondents' Return was filed with the Supreme Court September 21, 2016, the Petitioner was not served with the return until October 10, 2016. As evidenced by the letter of transmittal and the attached envelope which was hand delivered to Petitioner's

counsel on October 10, 2016, Respondent's counsel did not serve Petitioner's counsel at his correct address of record, instead mailing his Return to an old address for Petitioner's counsel. Because the Petitioner was not served with the Respondents' Return until October 10, 2016, the undersigned hereby respectfully requests an opportunity to submit a Reply to the Respondents' Return. Accordingly, the Petitioner hereby requests that the Court grant him ten (10) days in which to file and serve his Reply to the Return.

The undersigned has consulted counsel for the Respondents, who has no objection to the motion.

Respectfully submitted, this the 11<sup>th</sup> day of October, 2016, in Columbia, South Carolina.

A handwritten signature in black ink, appearing to read 'Scott Elliott', is written over a horizontal line.

Scott Elliott, SC Bar No. 1872  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, SC 29201  
Tel.: (803) 771-0555  
Fax: (803) 771-8010  
sellott@elliottlaw.us

*Attorney for Petitioner, Ricky Kneece*

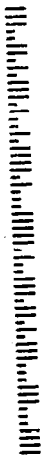
LAW OFFICES


**MCKAY, CAUTHEN,  
SETTANA & STUBLEY, P.A.**

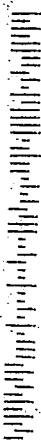
Post Office Box 7217  
COLUMBIA, SOUTH CAROLINA 29202-7217

Scott Elliott, Esquire  
Elliott & Elliott  
721 Olive Street  
Columbia, SC 29205  
5400-0032

NIXIE 292052258-1N 09/30/16  
RETURN TO SENDER  
INSUFFICIENT ADDRESS  
UNABLE TO FORWARD  
RETURN TO SENDER



U.S. POSTAGE  PITNEY BOWES  
ZIP 29201 \$ 001.78<sup>0</sup>  
02 4W  
0000340101 SEP 21 2016



Justus W. McKay, II  
Mark D. Cauthen  
Daniel R. Settana, Jr.  
Janet Brooks Holmes  
Kelli L. Sullivan\*  
Temus C. Miles, Jr.  
David M. Bornemann  
Brandon P. Jones  
Charles A. Kinney, Jr. + #

Of Counsel:  
C. E. Hardin, Jr.

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**The McKay Firm, P.A.**

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\*S.C. Certified Mediator  
+ Also licensed in N.C.

September 21, 2016

**Via Hand Delivery**

The Honorable Daniel E. Shearouse  
Clerk, SC Supreme Court  
1231 Gervais Sterrt  
Columbia, SC 29201

**Re: Ricky Kneece v. Kneece Farms**  
WCC File No: 5920867  
Claim No.: L16755  
Our File No.: 5400-0032  
SC Supreme Court No. 2016-001729

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OCT 10 2016

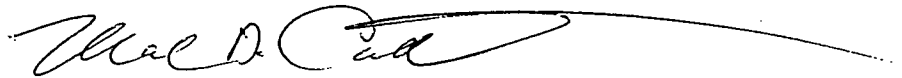
S.C. SUPREME COURT

Dear Ms. Shearouse:

Enclosed please find the original and seven (7) copies of the Respondents' Reutrn to Petition for Writ of Certiorari regarding the above matter. Please return one filed copy via my courier. By copy of this letter, I am serving Scott Elliott, attorney for the Petitioner with our Return. If you have questions or require any firther information, please do not hesitate to contact me.

Please accept my highest regards.

Very truly yours,



Mark D. Cauthen

MDC/hrv  
Enclosure  
cc: Scott Elliot, Esquire  
Randy Mason

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In The Supreme Court

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v.

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Liquidation and South Carolina  
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Guaranty Association,

Respondents.

PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time on the below-named parties, at the addresses given, by depositing a copy of it in the United States Mail, postage prepaid, on October 11, 2016.

Peter P. Leventis, IV, Esquire  
Mark D. Cauthen, Esquire  
McKay, Cauthen, Settana & Stublely, P.A.  
1303 Blanding Street  
Columbia, SC 29201



Scott Elliott, SC Bar No. 1872  
Elliott & Elliott, P.A.  
1508 Lady Street  
Columbia, SC 29201  
803-771-0555  
[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

October 11, 2016

ELLIOTT & ELLIOTT, P.A.  
ATTORNEYS AT LAW  
1508 LADY STREET  
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[selliott@elliottlaw.us](mailto:selliott@elliottlaw.us)

SCOTT ELLIOTT

TELEPHONE (803) 771-0555  
FACSIMILE (803) 771-8010

October 11, 2016

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S.C. SUPREME COURT

**Via Hand Delivery**

The Honorable Daniel E. Shearouse  
Clerk, SC Supreme Court  
1231 Gervais Street  
Columbia, SC 29201

RE: Ricky Kneece v. Kneece Farms and SCPCIGA  
Appellate Case No. 2014-001258  
SC Supreme Court Case No. 2016-001729

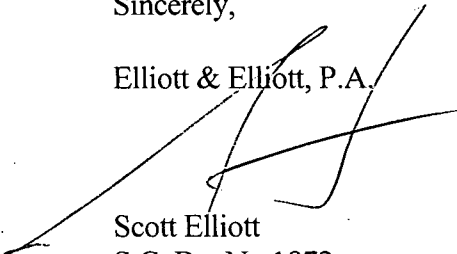
Dear Mr. Shearouse:

Enclosed please find the original and six (6) copies of the Motion for Extension of Time and Certificate of Service filed on behalf of the Petitioner, in reference to the above-captioned matter. I have also enclosed an extra copy of this Motion and Certificate of Service which I would ask you to date stamp and return to me via my courier. Last, enclosed is an Elliott & Elliott, P. A. check in the amount of \$25.00 representing the filing fee. By copy of this letter, I am serving all parties of record with the above referenced documents. If you have questions or require any further information, please do not hesitate to contact me.

Thank you for your time and assistance.

Sincerely,

Elliott & Elliott, P.A.

  
Scott Elliott  
S.C. Bar No.1872

SE/lbk

Enclosures

cc: Peter P. Leventis, IV, Esquire (w/encl.)  
Mark D. Cauthen, Esquire (w/encl.)



# The Supreme Court of South Carolina

Elliott & Elliott, PA

10/11/2016

## RECEIPT #81211

**Case No:** 2016-001729  
**Case Short Title:** Ricky Kneece v. Kneece Farms  
**Event:**  
**Fee Type:** Motion Fee  
**Amount:** \$25.00  
**Payment Type:** Check  
**Reference No:** 9011  
**Check/Money Order Date:** 10/11/2016  
**Comments:**