



**LEATH, BOUCH & SEEKINGS, LLP**  
COMMERCIAL LITIGATION • CONSTRUCTION • ENVIRONMENTAL

October 14, 2016

RECEIVED

OCT 17 2016

S.C. SUPREME COURT

**VIA US MAIL**

The Honorable Daniel E. Shearouse  
Clerk of Court, Supreme Court of South Carolina  
P.O. Box 11330  
Columbia, SC 29211

Re: Tipperary Sales d/b/a La-Z-Boy Furniture Gallery v. South Carolina Department  
of Transportation, et al.  
App. Case No.: 2016-001964

Dear Mr. Shearouse:

I represent the Respondent, Tipperary Sales, in the above-referenced matter. Please accept this letter as my request for a seven (7) day extension to file my Return to the Petition for Writ of Certiorari. Unfortunately, due to the mandatory evacuation from hurricane Matthew, my office was unexpectedly closed for several days and I need additional time to adequately prepare a Return on behalf of my client.

The Return is currently due Monday, October 17, 2016. According to my calculation, a seven (7) day extension would make the new deadline for the Return October 24, 2016. I am also enclosing a check in the amount of \$25.00 for the motion-filing fee as well as a Certificate of Service.

Thank you and with best regards, I am

Very truly yours,

LEATH, BOUCH & SEEKINGS, LLP

Yancey A. McLeod III (S.C. Bar No. 80911)

Cc:  
Phillip S. Ferderigos (*Counsel of Petitioner*)

Enclosures:  
-As stated

**IN THE STATE OF SOUTH CAROLINA  
In the Supreme Court**

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APPEAL FROM CHARLESTON COUNTY  
Court of Common Pleas

R. Markley Dennis, Jr., Circuit Court Judge

Case No. 2012-CP-10-06922  
Appellate Case No. 2016-001964

Opinion No. 2016-UP-351, filed June 30, 2016

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Tipperary Sales d/b/a/ La-Z-Boy Furniture Gallery .....Respondent,

v.

South Carolina Department of Transportation; South Carolina Department  
of Health and Environmental Control; City of North Charleston;  
Charleston Water System; Associated Developers, Inc., Parkhill, LLC .....Defendants,

Of Whom  
City of North Charleston is .....Petitioner.

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**PROOF OF SERVICE**

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I hereby certify that on the 14<sup>th</sup> day of October, 2016, I mailed a copy of the foregoing  
*letter requesting a seven (7) day extension to file the Return*, with sufficient postage, correctly  
addressed as follows:

**Phillip S. Ferderigos**  
**BARNWELL WHALEY PATTERSON & HELMS, LLC**  
**P.O. Drawer H**  
**Charleston, SC 29402-0197**

LEATH, BOUCH & SEEKINGS, LLP

  
Yanbey A. McLeod, III, SC #80911  
P.O. Box 59  
Charleston, SC 29402  
(843) 937-8811  
*Counsel for Respondent*



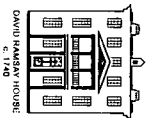
# The Supreme Court of South Carolina

Yancey Alford McLeod, III  
92 Broad Street  
Charleston SC 29401

10/17/2016

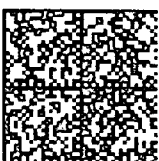
## RECEIPT #81255


**Case No:** 2016-001964  
**Case Short Title:** Tipperary Sales v. South Carolina Department of Transportation  
**Event:** Motion - Extension of Time (1st)  
**Fee Type:** Motion Fee  
**Amount:** \$25.00  
**Payment Type:** Check  
**Reference No:** 19108  
**Check/Money Order Date:** 10/14/2016  
**Comments:**



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92 BROAD STREET  
CHARLESTON, SC 29401

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Columbia, SC 29211



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