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OCT 18 2016

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY

Court of Common Pleas

The Honorable William P. Keesley, Circuit Court Judge

Appellate Case No. 2014-001633

Civil Action No. 2011-CP-32-1929

Rose Electric, Inc.,

Appellant

v.

Cooler Erectors of Atlanta, Inc., Southern Produce, Inc., S2P, LLC, Certified
Development Corporation of South Carolina, Senn Bros., Inc., Custom Concrete of
Lexington, Inc., and James Dunlap d/b/a Dunlap Services, Defendants

Of Whom

Southern Produce, Inc. and S2P, LLC are

Respondents

RESPONDENT SOUTHERN PRODUCE, INC.'S MOTION FOR EXTENSION OF
TIME

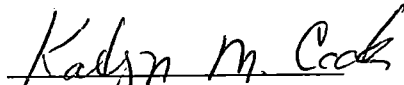
Pursuant to Rule 263, SCACR, Respondent Southern Produce, Inc. respectfully requests that the time for filing its Petition for Rehearing to the Court's Order in this case be extended until Monday, October 24, 2016 due to the effects of Hurricane Matthew.

The Order in this case was filed on September 28, 2016 and Southern Produce's counsel received the Order on October 1, 2016. Respondent Southern Produce, Inc.'s Petition for Rehearing should have been filed by Thursday, October 13, 2016, pursuant to Rule 221, SCACR; however, Hurricane Matthew intervened. The S.C. Supreme Court's Order of October 10, 2016, declaring October 5 through October 14 as state holidays for the computing of time under Rule 263, SCACR, would make Respondent's petition due to be filed on Monday, October 17, 2016.

Respondent's counsel asks the S. C. Court of Appeals to grant her an extension of seven (7) days to file the petition. Counsel lives and maintains her law practice in Myrtle Beach

and has been without power and internet services due to the hurricane. Since receiving the Court of Appeal's Order on October 1, 2016, Southern Produce's attorney has been subject to the Governor's evacuation directive and/or without power and/or internet service for 10 of the last 13 days. Given the natural disaster suffered in Horry County and the effects on counsel's ability to prepare the Petition for Rehearing, Respondent Southern Produce, Inc. respectfully requests that the time for filing the Petition be extended to Monday, October 24, 2016.

Respectfully submitted.



Kathryn M. Cook
306 Calhoun Road
Myrtle Beach, South Carolina 29577
(843) 222-2116
Attorney for Respondent Southern Produce, Inc.

October 14, 2016

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Defendants

Of Whom

Southern Produce, Inc. and S2P, LLC are

Respondents

CERTIFICATE OF SERVICE

I hereby certify that I have served the Respondent Southern Produce, Inc.'s Motion for Extension of Time to File Petition for Rehearing by depositing copies of it in the United States Mail, postage prepaid, on October 14, 2016 to William E. Booth, III, attorney for Appellant at 3231 Sunset Blvd., Suite A, West Columbia, S.C. 29169 and J. Robin Turner, attorney for Respondent S2P, LLC at P.O. Box 11646, Columbia, S.C. 29211 along with a copy of this Certificate of Service.

Kathryn M. Cook

Kathryn M. Cook
306 Calhoun Road
Myrtle Beach, South Carolina 29577
(843) 222-2116
Attorney for Respondent Southern Produce, Inc.

October 14, 2016

KATHRYN M. COOK, P.A.

306 Calhoun Road
Myrtle beach, South Carolina 29577

Phone: (843) 449-1396

kifcook55@gmail.com

October 14, 2016

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

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Re: Rose Electric, Inc. v. Southern Produce, Inc., et al
Appellate Case No. 2014-001633

Dear Ms. Kitchings:

Enclosed for filing is Respondent Southern Produce, Inc.'s original Motion for Extension of Time and seven (7) copies of the same along with a check for the filing fee. I am also sending you this information via facsimile for filing as allowed under Rule 262(a), SCACR. I would appreciate you filing the original and returning to me a filed copy in the self-addressed stamped envelope provided.

By copy of this letter, I am likewise serving a copy of the same on the attorney for Appellant and Respondents. I have enclosed the Certificate of Service for the same.

Please let me know if you need anything further from me at this time. Thank you in advance for your assistance in this matter.

Sincerely,


Kathryn M. Cook

Cc: William E. Booth, III, Esq.

J. Robin Turner, Esq.

Enclosures as stated

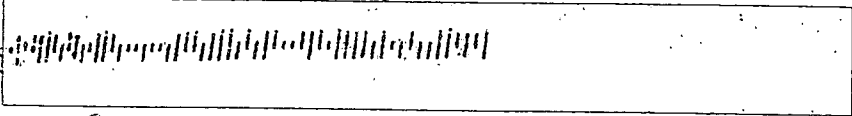
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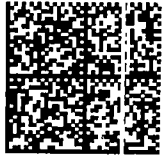
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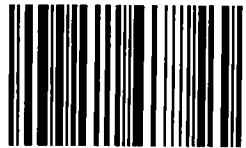
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