

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Doyet A. Early, III, Circuit Court Judge

Case No. 2014-CP-40-4666
Case No. 2016-001198

Kim Murphy.....Appellant,

v.

Richland Lexington School District 5 Board of Trustees, Bobby Merle Bowers and
Robert Gantt, in their individual capacities.....Defendants,

of whom

Bobby Merle Bowers and Robert Gantt are..... Respondents.

**RESPONDENT BOWERS' MOTION FOR EXTENSION
OF TIME WITHIN WHICH TO FILE AND SERVE THE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD**

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SC Court of Appeals

YOU WILL PLEASE TAKE NOTICE that, pursuant to Rules 208, 209, and 240 of the South Carolina Appellate Court Rules, the Respondent Bobby Merle Bowers, by and through his undersigned attorney, moves to extend the due date in which to file and serve his Initial Brief and Designation of Matter from December 14, 2016 to December 22, 2016. This motion is the Respondent Bowers' second request for extension—the first request was by letter dated November 9, 2016—and is made on the grounds that since November 28 the

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undersigned attorney for the Respondent has had two days of out of office mediations, four days of out-of-town depositions in Camden and Charleston, and one day of discovery meetings with witnesses in Anderson, all of which has severely diminished the time for preparation of the Respondent's Brief. Although the undersigned is well along in preparation of the Brief, it is not completed, and additional time is required.

The undersigned is informed and believes that the Brief and Designation of Matter will be completed within the additional eight days requested, and that the Appellant will not be prejudiced by the extension sought by this Motion.

As indicated above, this is the second request for extension of time by the Respondent Bowers.

DAVIS FRAWLEY, LLC

By: 

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ATTORNEYS FOR RESPONDENT BOWERS

Lexington, South Carolina
December 14, 2016

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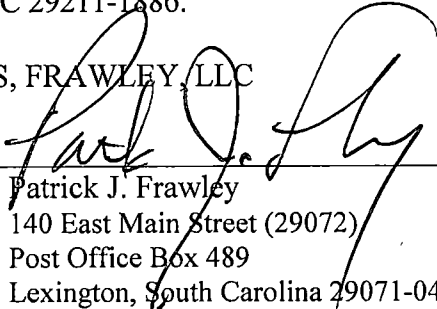
Bobby Merle Bowers and Robert Gantt are..... Respondents.

PROOF OF SERVICE

I certify that I have served the **Respondent Bowers' Motion for Extension** on the Appellant, by depositing a copy of each in the United States Mail, postage prepaid, on the 14th day of December, 2016, addressed to her attorney of record, J. Lewis Cromer, of J. LEWIS CROMER & ASSOCIATES, LLC, PO Box 11675, Columbia SC 29211, and on the Respondent Gantt, addressed to his attorney of record, Michael H. Montgomery, Esquire, MONTGOMERY WILLARD, LLC, PO Box 1186, Columbia SC 29211-1886.

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Lexington, South Carolina
December 14, 2016

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December 14, 2016

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SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
1220 Senate Street
Columbia SC 29201

RE: *Kim Murphy, Appellant, v. Richland-Lexington School District 5 Board of Trustees, Bobby Merle Bowers and Robert Gantt, Defendants, of whom Bobby Merle Bowers and Robert Gantt are the Respondents;*
Appellate Case No. 2016-001198; SCIRF Claim No. 67741; Our File No. 25712.34.

Dear Ms. Kitchings:

I am the attorney for the Respondent Bobby Merle Bowers in the referenced appeal, and J. Lewis Cromer is the attorney for the Appellant, Kim Murphy. Michael H. Montgomery represents the remaining Respondent, Robert Gantt.

I have enclosed the original and seven copies of a Motion for Extension of Time of the Respondent Bowers for the filing and service of the Initial Brief of Respondent and Designation of Matter in the referenced appeal, with proof of service attached, along with our law firm check in the amount of \$25.00 to cover the cost of processing the Motion, requesting an additional eight (8) days, through December 22. My grounds for requesting the extension are set forth in the Motion. I would appreciate you filing the original and six copies, and returning the seventh copy to me, clocked-in, in the enclosed self-addressed stamped envelope.

As I have indicated in the motion, this is our second request for an extension, with the first request having been by letter dated November 9, 2016.

By copy of this letter to Counsel for the Appellant Murphy and the Respondent Robert Gant, I am apprising them of my request for extension.

The Honorable Jenny Abbott Kitchings
Clerk of Court, S.C. Court of Appeals

RE: *Kim Murphy, Appellant, v. Richland-Lexington School District 5 Board of Trustees,
Bobby Merle Bowers and Robert Gantt, Defendants, of whom Bobby Merle Bowers and
Robert Gantt are the Respondents;*

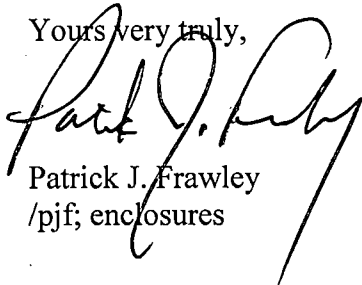
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December 14, 2016

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Thank you in advance.

Yours very truly,



Patrick J. Frawley
/pjf; enclosures

cc: J. Lewis Cromer, Esquire
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Tina M. Ramsey
Senior Claims Representative
South Carolina Insurance Reserve Fund

Bobby Merle Bowers



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Davis | Frawley^{LLC}

Attorneys at Law

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