

82042

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Master in Equity for York County

Appellate Case No. 2016-000451

RECEIVED
DEC 29 2016
SC Court of Appeals

William G. Tucker,

Respondent,

v.

Connie Lynn Batey,

Appellant.

MOTION FOR EXTENSION OF TIME
OR TO FILE OUTSIDE TIME

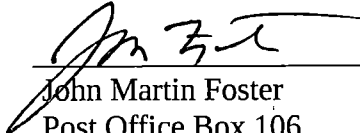
Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellant, by her counsel herein, moves this Court for an order granting her an extension of time, or the right to file outside time, as to her Initial Brief and Designation of Matter to be included in the Record on Appeal, on the grounds stated below:

1. The Appellant's Initial Brief and Designation of Matter to be included in the Record on Appeal are, after an extension, due as of December 28, 2016.
2. Because of the press of business in the office of the Appellant's attorney, including other Appellate deadlines, Court hearings and seasonal shutdowns, counsel for Appellant has been unable to supply those pleadings timely to this Court.
3. To this end, counsel for Appellant requests an extension of time for a period of thirty (30) days.

The basis of this Motion is the within-cited Rules, the records of this appeal, and any attached affidavit or stipulation of the undersigned, which items are hereby incorporated in this Motion.

WHEREFORE, the Appellant herein moves this Court to be allowed for an extension of time to file her Initial Brief and Designation of Matter to be included in the Record, as set out above, pursuant to Rule 240 and 263(b), S.C.A.C.R.

December 27, 2016



John Martin Foster
Post Office Box 106
Rock Hill, South Carolina 29731
803 324-8100
Attorney for Appellant

Other Counsel of Record:

cc: Brian S. McCoy
McCoy Law Firm, LLC
378 East Main Street
Rock Hill, S.C. 29730
Attorney for Respondent
(803) 366-2280

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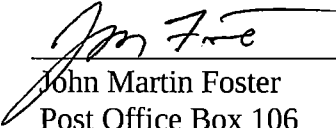
PROOF OF SERVICE

I certify that I have served the Motion for Extension dated December 27, 2016, on the following counsel or persons of record:

Brian S. McCoy
McCoy Law Firm, LLC
378 East Main Street
Rock Hill, S.C. 29730
Attorney for Respondent

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262, S.C.A.C.R.

December 27, 2016



John Martin Foster
Post Office Box 106
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803 324-8100
Attorney for Appellant

JOHN MARTIN FOSTER

Attorney at law

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223 East Main Street Suite 520	Rock Hill SC	803 324 8109 Fax
Rock Hill South Carolina 29730	29731-6106	jmfoster@comporium.net

December 27, 2016

The Honorable Jenny Abbott Kitchings
Clerk of the South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

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Re: William G. Tucker, Respondent,
v. Connie Lynn Batey, Appellant.

Appellate Case No. 2016-000451

Dear Ms. Kitchings:

In accordance with Rules 240 and 263(a), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of the Appellant's Motion for Extension, together with the Certificate of Service for the same in the above referenced case. I also enclose our check for the Motion fee of \$25.00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motion, as evidenced by the Certificate of Service.

Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

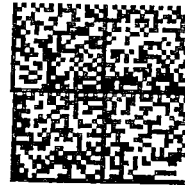
Sincerely yours,


John Martin Foster


jmf/
enclosures

cc: Client File

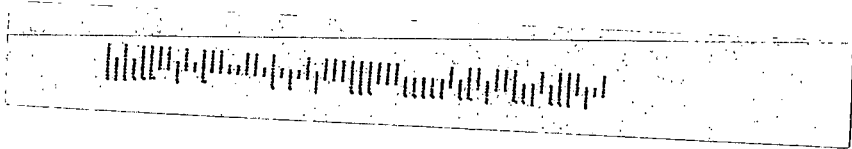
Brian S. McCoy
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US POSTAGE



John Martin Foster Attorney

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TO:

THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF THE COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA, S.C. 29211

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