

82074

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM YORK COUNTY  
Court of Common Pleas

D. Garrison Hill, Circuit Court Judge  
S. Jackson Kimball, Special Circuit Court Judge

**RECEIVED**

JAN 03 2017

**SC Court of Appeals**

Case No. 2016-002118

Lucille H. Ray, Appellant,

v.

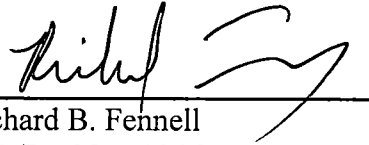
City of Rock Hill, South Carolina, a Municipal Corporation, and South  
Carolina Department of Transportation, an agency of the State of South  
Carolina, Defendants,

Of which City of Rock Hill is the Respondent.

MOTION FOR EXTENSION OF TIME

Appellant hereby moves the Court to extend the time to file and serve its initial brief and designation of matters to be included in the record on appeal by an additional thirty (30) days. Appellant shows the Court that the time for filing and serving its initial brief and designation has not expired, as Appellant received the final requested transcript on December 12, 2016. Appellant respectfully moves the Court to extend the time to file and serve its initial brief and designation of matters to be included in the record on appeal until February 10, 2017, for the reason that Appellant needs additional time to prepare its brief and designation.

December 29, 2016



Richard B. Fennell  
S.C. Bar No.: 10467  
James, McElroy & Diehl, P.A.  
Charlotte, NC 28202  
(704) 372-9870  
*Attorney for Appellant*

Other Counsel of Record:

W. Mark White  
Spencer & Spencer, P.A.  
226 East Main Street  
P.O. Box 790  
Rock Hill, SC 29731  
*Attorneys for Respondent*

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Of which City of Rock Hill is the Respondent.

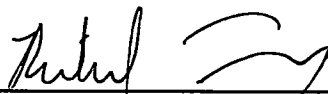
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MEMORANDUM IN SUPPORT OF MOTION FOR EXTENSION OF TIME

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Appellant shows the Court that the time to submit Appellant's initial brief and designation of matters to be included in the record on appeal has not yet expired, as Appellant received the requested transcript from the court reporter on December 12, 2016. Appellant requires additional time to prepare its initial brief and designation. Pursuant to Rules 240 and 263(b), SCACR, Appellant respectfully moves the Court to extend the time to file its initial brief and designation by 30 days, up to and including February 10, 2017. Counsel for Respondent consents to this motion.

December 29, 2016

  
Richard B. Fennell  
S.C. Bar No.: 10467  
James, McElroy & Diehl, P.A.  
Charlotte, NC 28202  
(704) 372-9870  
*Attorney for Appellant*

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**SC Court of Appeals**

Lucille H. Ray, Appellant,

v.

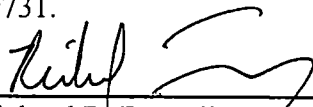
City of Rock Hill, South Carolina, a Municipal Corporation, and South  
Carolina Department of Transportation, an agency of the State of South  
Carolina, Defendants,

Of which City of Rock Hill is the Respondent.

PROOF OF SERVICE

I certify that I have served this Motion for Extension of Time and Memorandum in  
Support on the Respondent by depositing a copy of it in the United States Mail, postage prepaid,  
on December 29, 2016, addressed to its attorneys of record, W. Mark White, Spencer &  
Spencer, P.A., P.O. Box 790, Rock Hill, SC 29731.

December 29, 2016

  
Richard B. Fennell  
S.C. Bar No.: 10467  
James, McElroy & Diehl, P.A.  
Charlotte, NC 28202  
(704) 372-9870  
*Attorney for Appellant*



JAMES  
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& DIEHL, P.A.  
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December 29, 2016

Via U.S. Mail:

Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
Columbia, SC 29201

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SC Court of Appeals

Re: *Lucille H. Ray v. City of Rock Hill, South Carolina, a Municipal Corporation, and South Carolina Department of Transportation, an agency of the State of South Carolina*  
Appellate Case No. 2016-002118

Dear Sir or Madam:

Enclosed for filing please find an original and three copies of the Appellant's Motion for Extension of Time in the above-referenced matter. I have also enclosed a check in the amount of \$25.00 for the motion filing fee.

Thank you for your assistance, and please do not hesitate to contact our firm with any questions.

Sincerely,

Alaina Burgess  
Legal Assistant to Richard B. Fennell

Enclosure

cc: Mark White

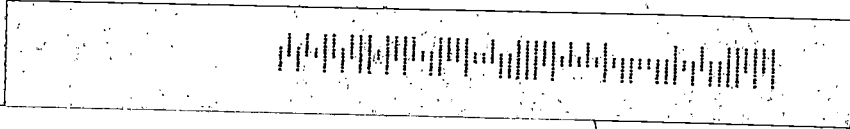
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DEC 29 2016



**JAMES, McELROY & DIEHL, P.A.**

ATTORNEYS AT LAW

600 SOUTH COLLEGE STREET

CHARLOTTE, NORTH CAROLINA 28202

To:

Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
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