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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM ORANGEBURG COUNTY  
COURT OF COMMON PLEAS

FEB 06 2017

SC Court of Appeals

R. Knox McMahon, Circuit Court Judge  
Civil Action No. 2014-CP-38-01590  
Appellate Case No. 2017-000093

Price Oulla and Bonnie Oulla,

Appellants,

vs.

Lisa Velazques, Harbison Community  
Association, Inc., Cody Sox, and Patten  
Seed Company d/b/a Super-Sod, of which  
Patten Seed Company d/b/a Super-Sod is

Respondent.

MOTION FOR EXTENSION OF TIME TO SERVE AND FILE APPELLANTS' INITIAL BRIEF AND  
DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL

Appellants have served and filed a motion requesting this Court for leave to file a motion pursuant to Rule 60(b), SCRCPP, in the lower court. The Court's ruling on the motion will impact whether the appeal will proceed at this time, as well as the issues to be addressed in this appeal if it does proceed at this time. If the Court grants the relief requested in the motion, then the Court may hold the appeal in abeyance and not require any briefs until resolution of the Rule 60(b) motion in the lower court.

For the sake of efficiency, Appellants respectfully request that the Court extend the deadlines for service and filing of initial briefs and the designation of matter to be included in the record on appeal until thirty days after the Court rules on Appellants' motion.

\*\*\*SIGNATURE FOLLOWS ON PAGE 2\*\*\*



Respectfully submitted,

YARBOROUGH APPEL GATE LLC  
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A handwritten signature in black ink, appearing to read 'William E. Applegate IV', written over a horizontal line.

William E. Applegate IV  
David B. Lail

February 1, 2017

Attorneys for Appellants  
Price and Bonnie Oulla

**CERTIFICATE OF SERVICE**

The undersigned employee of Yarborough Applegate LLC hereby certifies that on February 1<sup>st</sup>, 2017 she served, via first-class U.S. mail, postage paid, copies of the foregoing Motion for Extension of Time to Serve and File Initial Briefs and the Designation of Matter to Be Included in the Record on Appeal upon all counsel of record at their respective mailing addresses set forth below:

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Patten Seed Company d/b/a Super-Sod

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Attorneys for Harbison Community Association, Inc.

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**SC Court of Appeals**

\*\*\*CONTINUED ON PAGE 4\*\*\*

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Attorneys for Lisa Velazques

  
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**YARBOROUGH  
APPLEGATE**

ATTORNEYS AT LAW  
February 1, 2017

William E. Applegate IV  
[william@yarboroughapplegate.com](mailto:william@yarboroughapplegate.com)

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

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Re: Oulla v. Patten Seed Company d/b/a Super-Sod, *et al.*  
Appellate Case No. 2017-000093  
YA File No. 14-057

FEB 06 2017

**SC Court of Appeals**

Dear Ms. Kitchings:

Enclosed for filing please find the original and six copies of Appellants' Motion for Extension of Time to Serve and File Appellants' Initial Brief and Designation of Matter to be Included in the Record on Appeal in the above-referenced case. Also enclosed are the proof of service, an extra copy, and this firm's check for the filing fee. I would appreciate your filing the original and returning the extra file-stamped copy to me in the enclosed self-addressed, stamped envelope.

By copy of this letter, I am serving counsel of record for the Respondent and counsel of record for the other defendants in the underlying case.

I appreciate your assistance in this matter. Please feel free to contact me if you need additional information or I may otherwise be of assistance.

Sincerely,

Amy H. Johnson,  
Paralegal to William E. Applegate IV

Enclosures

cc: E. Raymond Moore, III, Esquire  
Curtis W. Dowling, Esquire  
Matthew G. Gerrald, Esquire  
E. Mitchell Griffith, Esquire  
Kelly D. Dean, Esquire  
Mark B. Tinsley, Esquire

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**YARBOROUGH & APPLGATE**

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