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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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SC Court of Appeals

APPEAL FROM GEORGETOWN COUNTY  
Court of Common Pleas

Larry B. Hyman, Jr., Circuit Court Judge

Case No. 2013-CP-22-01062  
Appellate Case No. 2017-000234

Georgetown County,

Appellant,

v.

Davis & Floyd, Inc., Republic  
Contracting Corporation,  
S&ME, Inc., The South  
Carolina Department of  
Transportation and The City  
of Georgetown,

Defendants,

Of Whom

The South Carolina  
Department of Transportation  
and the City of Georgetown  
are

Respondents.

**APPELLANT'S MOTION REQUESTING  
EXTENSION OF TIME TO FILE INITIAL BRIEF  
AND DESIGNATION OF MATTER**

Appellant seeks an Order of this Court, pursuant to Rule 240, SCACR, extending the time to file its Initial Brief and Designation of Matter in the above-captioned appeal. Appellant's Initial



Brief and Designation of Matter is currently due to be filed on March 13, 2017. The ground for this Motion is that Appellant filed its Motion for Certification to the Supreme Court pursuant to Rule 204(b), SCACR filed on February 10, 2017. The Appellant, with the consent of the Respondents, requests an extension of time to allow additional time for the Supreme Court to decide whether or not to certify the matter for their review before any briefs are due to this Court. This Motion is not made for purposes of undue delay or any other improper purpose.

THEREFORE, the Appellant requests an Order extending the time to file and serve the Initial Brief of Appellant and Designation of Matter for thirty (30) days, making the new deadline April 12, 2017. The undersigned counsel for Appellant has consulted with counsel for Respondents, and Respondents have consented to this extension.

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*Attorneys for the Appellant*

February 27, 2017  
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM GEORGETOWN COUNTY  
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Of Whom

The South Carolina  
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**PROOF OF SERVICE**

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I certify that I have served a copy of the following as indicated hereinbelow, via email, and by mailing a copy of same on the date below by First Class United States Mail, postage prepaid, addressed to the following:

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FEB 27 2017  
SC Court of Appeals

**DOCUMENT SERVED:** APPELLANT'S MOTION REQUESTING EXTENSION OF TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER

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*Katie A. Minton*  
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February 27, 2017  
Columbia, South Carolina

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Admitted in SC and NC

February 27, 2017

**VIA HAND-DELIVERY**

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

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SC Court of Appeals

Re: **Georgetown County v. Davis & Floyd, Inc., et al.**  
**Appellate Case No. 2017-000234**  
**Our File No. 5626.003**

Dear Ms. Kitchings:

Enclosed for filing please find the original and seven (7) copies of the Appellant's Motion Requesting Extension of Time to File Initial Brief and Designation of Matter and Proof of Service, in connection with the above-referenced matter. Also enclosed please find my firm's check in the amount of \$25.00 as the required filing fee. Please return one (1) clocked-in copy to me via my courier.

If you should have any questions, please do not hesitate to contact me.

With kind regards, I am

Sincerely yours,

**CALLISON TIGHE & ROBINSON, LLC**



W. Taylor Stanley

WTS/kam  
Enclosures

cc: (w/encl.) Kent T. Stair, Esquire  
J. Patrick Norris, Esquire  
Paul E. Sperry, Esquire  
Brent M. Boyd, Esquire  
R. Davis Howser, Esquire

The Honorable Jenny Abbott Kitchings  
February 27, 2017  
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Clerk.Court of Appeals.003