

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas

Jean Hoefler Toal, Presiding Judge for the Eighth Judicial Circuit

Appellate Case No. 2017-000208

RECEIVED

MAR 31 2017

SC Court of Appeals

Raj Kumar,

Appellant,

v.

C. D. Coleman Oil Co.,

Respondent.

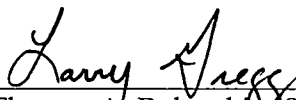
**MOTION REQUESTING EXTENSION OF TIME
TO FILE APPELLANT'S INITIAL BRIEF**

Background. On March 3, 2017, Counsel for Appellant received from Sandy Satterwhite Reporting the transcript for the Magistrate Court Hearing for Civil Case No.: 2016-CP-36-10100448. Therefore, Appellant has until April 3, 2017, to serve and file his initial brief, pursuant to Rule 208(a)(1) of the South Carolina Appellate Court Rules. The parties to this Appeal have agreed to settle the subject dispute; however, to preserve Appellants right to file his initial brief in the event settlement discussions breakdown, and prevent a premature dismissal of this appeal based on a failure to file and serve the appellant's initial brief within the time prescribed; Counsel for Appellant respectfully requests a thirty (30) day extension to file Appellant's initial brief.

Authority. Rule 263 of the South Carolina Appellate Court Rules.

Reasons. It is the understanding of the undersigned attorney that the above-named parties have agreed to settle the matters at dispute in this appeal; however, as of the date of this Motion, the parties have not executed formal settlement documents. For the purposes of providing the parties with additional time to memorialize and execute formal settlement documents and preventing a premature dismissal of this appeal based on a failure to file and serve the appellant's brief within the time prescribed, Appellant's Counsel asks for a thirty (30) day extension of time to file the Appellant's initial brief.

Respectfully Submitted,



Thomas A. Belenchia, SC Bar No: 2371
Larry E. Gregg, II, SC Bar No: 101215
Chelsea R. Rikard, SC Bar No: 102
A BUSINESS LAW FIRM, LLC
Post Office Box 3421
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(864) 699-9801
Attorneys for Appellant

March 28, 2017

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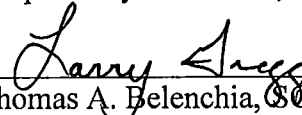
C.D. Coleman Oil Co.,

Respondent.

PROOF OF SERVICE

I certify that I have served the **Appellant's Motion Requesting Extension of Time to File Initial Brief** on C.D. Coleman Oil Co., by depositing a copy of it in the United States Mail, postage prepaid, addressed to his attorney of record, Kyle B. Parker, P. O. Box 190, Newberry, South Carolina 29108.

Respectfully Submitted,



Thomas A. Belenchia, SC Bar No: 2371

Larry E. Gregg, II, SC Bar No: 101215

Chelsea R. Rikard, SC Bar No: 102

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Attorneys for Appellant

March 28, 2017

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March 28, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

RE: APPELLANT'S MOTION REQUESTING EXTENSION OF TIME TO
FILE INITIAL BRIEF
Appellate Case No.: 2017-000208
Appellant: Raj Kumar
Respondent: C D Coleman Oil Co.

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SC Court of Appeals

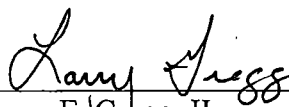
Dear Ms. Kitchings:

Enclosed for filing is an original and seven (7) copies of the following documents:

1. Motion Requesting Extension of Time to File Initial Brief; and
2. Proof of Service showing that such Motion has been served on Respondent's attorney.

Also enclosed is a check in the amount of Twenty-Five (\$25.00) Dollars for the filing fee. Upon filing, please return a clocked copy to me in the self-addressed, stamped envelope. It is my understanding that the current deadline for filing is April 3, 2017. If granted the new deadline would be May 3, 2017. By copy of this letter, I am also serving the Respondent's attorney with a copy of the enclosed documents.

Sincerely,
A BUSINESS LAW FIRM, LLC

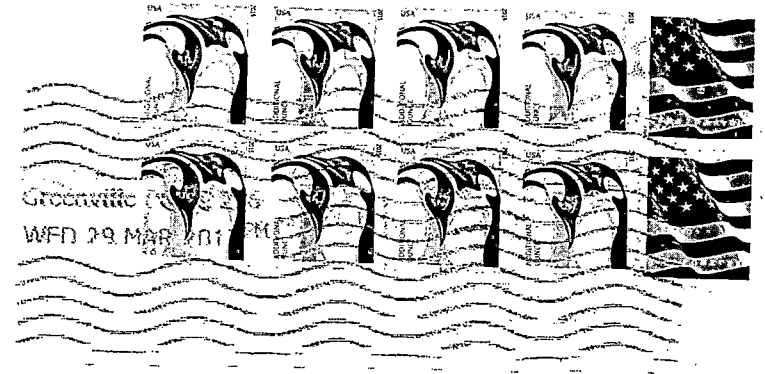
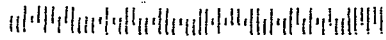


Larry E. Gregg, II
Attorney for Appellant

cc: Kyle B. Parker, Esq.
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THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK, SOUTH CAROLINA COURT OF APPEALS
P.O. BOX 11629
COLUMBIA, SC 29211

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