

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

APPEAL FROM AIKEN COUNTY  
Court of Common Pleas

\_\_\_\_\_  
Doyet A. Early, III, Circuit Court Judge  
\_\_\_\_\_

Case No. 2014-CP-02-00259

Appellate Case No. 2014-002728  
\_\_\_\_\_

Retail Services & Systems, Inc., dba Total Wine & More .....Appellant,

v.

South Carolina Department of Revenue and  
ABC Stores of South Carolina.....Respondents.

\_\_\_\_\_  
**MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR REHEARING**  
\_\_\_\_\_

**TO: SUPREME COURT CLERK OF COURT**

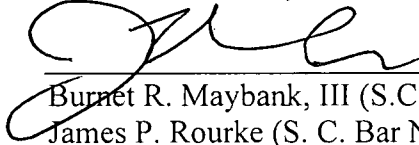
Pursuant to Rules 240 and 263(b), SCACR, Respondent ABC Stores of South Carolina requests a 15-day extension of time in which to file a Petition for Rehearing. This Court handed down its opinion in this case on March 29, 2017; accordingly, a Petition for Rehearing must be filed by April 13, 2017. Rule 221, SCACR. Respondent respectfully requests that the Court extend the deadline to file a Petition for Rehearing from April 13, 2017 until April 28, 2017.

Respondent ABC Stores of South Carolina has consulted with counsel for both Appellant Retail Services & Systems, Inc. and Respondent South Carolina Department of Revenue, who have graciously consented to this request.

**RECEIVED**  
APR 03 2017  
S.C. SUPREME COURT

Respectfully submitted,

NEXSEN PRUET, LLC



---

Burnet R. Maybank, III (S.C. Bar No. 3699)

James P. Rourke (S. C. Bar No. 79879)

1230 Main Street, Suite 700

Columbia, SC 29201

(803) 540-2048

[BMaybank@NexsenPruet.com](mailto:BMaybank@NexsenPruet.com)

[JRourke@NexsenPruet.com](mailto:JRourke@NexsenPruet.com)

*Attorneys for Respondent ABC Stores  
of South Carolina*

April 3, 2017  
Columbia, South Carolina

THE STATE OF SOUTH CAROLINA  
In The Supreme Court

APPEAL FROM AIKEN COUNTY  
Court of Common Pleas

---

Doyet A. Early, III, Circuit Court Judge

---

Case No. 2014-CP-02-00259

Appellate Case No. 2014-002728

---

Retail Services & Systems, Inc., dba Total Wine & More .....Appellant,

v.

South Carolina Department of Revenue and  
ABC Stores of South Carolina.....Respondents.

---

PROOF OF SERVICE

---

I, the undersigned Legal Practice Assistant of the law offices of Nexsen Pruet, LLC, attorneys for Respondent ABC Stores of South Carolina, certify that I served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same United States Mail, prepaid, to the following address(es):

Pleadings:                    Respondent ABC Stores of South Carolina's Motion for Extension of Time  
to File Petition for Rehearing

Counsel served:            G. David Crocker  
                                     Carol I. McMahan  
                                     Milton Kimpson  
                                     State of SC Dept. of Revenue  
                                     P.O. Box 12265  
                                     Columbia, SC 29211

Dwight F. Drake  
Brian M. Barnwell  
Nelson Mullins Riley & Scarborough LLP  
P.O. Box 11070  
Columbia, SC 29211

Baylen T. Moore  
Baylen T. Moore Attorney at Law, LLC  
7001 Saint Andrews Road, Suite 316  
Columbia, SC 29212

NEXSEN PRUET, LLC

A handwritten signature in cursive script that reads "Melinda White". The signature is written in black ink and is positioned above a horizontal line.

Melinda White, Legal Practice Assistant  
Nexsen Pruet, LLC  
Post Office Box 2426  
Columbia, South Carolina 29201  
803-771-8900

Columbia, South Carolina  
April 3, 2017