

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

APR 07 2017

DeAndrea G. Benjamin, Circuit Court Judge

SC Court of Appeals

Civil Action No. 2016-CP-40-07353
Appellate Case No. 2017-000134

Richardson Construction Company, Inc. Appellant,

v.

Richland County, a political subdivision, and
McClam & Associates, Inc. Respondents.

APPELLANT'S SECOND MOTION FOR EXTENSION OF TIME

This Motion of the Appellant seeks an Order of this Court, pursuant to Rule 263(b), SCACR, extending the time to file its Initial Brief and Designation of Matter in the above-captioned appeal. The ground for this Motion is that yesterday, April 4, 2017, the circuit court heard Richland County's Motion to Dismiss the portions of Richardson Construction Company, Inc.'s Amended Complaint that were not affected by this appeal. At that hearing, counsel for Richland County presented arguments regarding the possible preclusive effect of one of the Orders appealed from in this appeal. Prior to yesterday's hearing, Richardson Construction Company Inc. had not interpreted the underlying Order appealed from as having such effect and did not realize Richland County interpreted the Order in that manner. In order to address this aspect,

Richardson Construction Company, Inc. requests an extension of two weeks to file and serve its Initial Brief and Designation of Matter. This Motion is not made for purposes of undue delay or any other improper purpose. The undersigned counsel for the Appellant does not anticipate the need for any further extensions absent extraordinary circumstances.

THEREFORE, Appellant requests an Order extending the time to file the Initial Brief of Appellant and Designation of Matter. Appellant respectfully requests that the Court extend Appellant's April 5, 2017 deadline to file its Initial Brief and Designation of Matter by 14 days, extending such deadline until April 19, 2017, and that all timelines be held in abeyance until further Order of this Court.

RESPECTFULLY SUBMITTED,



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ATTORNEY FOR APPELLANT

Columbia, South Carolina

April 5, 2017

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PROOF OF SERVICE

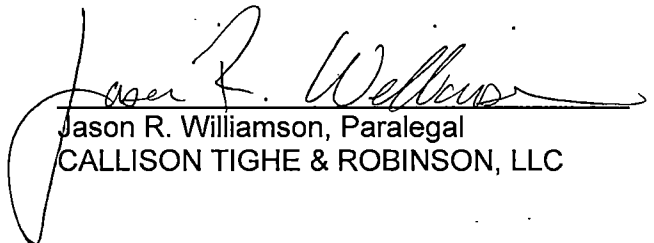
I certify that I have served Appellant's Second Motion for Extension of Time on April 5, 2017 on the following by causing a copy to be delivered via the U.S. Postal Service to Counsel for the Respondents to addresses shown below:

Ned Nicholson, Esq.
MCNAIR LAW FIRM
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**ATTORNEY FOR
RICHLAND COUNTY**

**ATTORNEY FOR
McCLAM & ASSOCIATES, INC.**


Jason R. Williamson, Paralegal
CALLISON TIGHE & ROBINSON, LLC

April 5, 2017

Columbia, South Carolina

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April 5, 2017

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

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Re: Richardson Construction Company, Inc. v. Richland County, a political subdivision, and McClam & Associates, Inc.
Appellate No: 2017-000134
Case No: 2016-CP-40-07353
Firm No: 6344.012

Dear Ms. Kitchings:

Enclosed for filing please find the original and one copy of Appellant's Second Motion for Extension of Time and Proof of Service in the above-referenced action, along with this firm's check in the amount of \$25.00 for the motion fee.

Due to severe weather on April 5, 2017, Appellant is filing and serving this motion via US Mail, but will hand-deliver a copy to the Court of Appeals tomorrow.

Please file the originals and return the clocked-in copies to our office via our courier.

With kind regards, I am

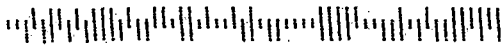
Sincerely yours,



Kathleen McDaniel

KMM/jrw

cc: Ned Nicholson, Esq.
Alan Peace, Esq.
Larry Smith, Esq.



Hacker

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04/05/2017

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ZIP 29210
011D10648809

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PO Box 1390
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The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
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