

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Master in Equity for York County

RECEIVED

Appellate Case No. 2016-000451

APR 21 2017

SC Court of Appeals

William G. Tucker, Respondent,

v.

Connie Lynn Batey, Appellant.

MOTION FOR EXTENSION OF TIME
OR TO FILE OUTSIDE TIME

Pursuant to Rules 240 and 263(b), S.C.A.C.R., the Appellant, by her counsel herein, moves this Court for an order granting her an extension of time as to her Initial Reply Brief, on the grounds stated below:

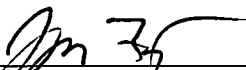
1. The Appellant's Brief was served by mailing of March 8th, 2017. Under the Rule 208(a)(3), S.C.A.C.R., the Appellant's Initial Reply Brief was due as of March 20th, 2017. The Appellant timely served her Motion for a thirty day extension of time, the Reply Brief (after extension) being due April 20th, 2017.
2. Counsel for Appellant has been prevented from completing the said Initial Reply Brief by reason of Court appearances, other Appellate matters and the press of business in his office.
3. To this end, counsel for Appellant requests an extension of time for a period of twenty (20) days, in which to complete that item.

The basis of this Motion is the within-cited Rules, the records of this appeal, and any attached affidavit or stipulation of the undersigned, which items are hereby incorporated in this Motion.

J

WHEREFORE, the Appellant herein moves this Court to be allowed a additional thirty (30) day extension of time to file her Initial Reply Brief, as set out above, pursuant to Rule 240 and 263(b), S.C.A.C.R.

April 19, 2017



John Martin Foster
Post Office Box 106
Rock Hill, South Carolina 29731
803 324-8100
Attorney for Appellant

Other Counsel of Record:

cc: Brian S. McCoy
McCoy Law Firm, LLC
378 East Main Street
Rock Hill, S.C. 29730
Attorney for Respondent
(803) 366-2280

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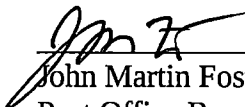
PROOF OF SERVICE

I certify that I have served the Motion for Extension dated April 19, 2017, on the following counsel or persons of record:

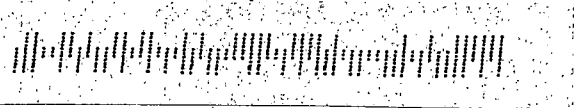
Brian S. McCoy
McCoy Law Firm, LLC
378 East Main Street
Rock Hill, S.C. 29730
Attorney for Respondent

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out above, pursuant to Rule 262, S.C.A.C.R.

April 19, 2017



John Martin Foster
Post Office Box 106
Rock Hill, S. C. 29731-6106
803 324-8100
Attorney for Appellant



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SC Court of Appeals

John Martin Foster Attorney

223 East Main St Suite 520
Post Office Box 106
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TO:

THE HONORABLE JENNY ABBOTT KITCHINGS
CLERK OF THE COURT OF APPEALS
POST OFFICE BOX 11629
COLUMBIA, S.C. 29211

JOHN MARTIN FOSTER

Attorney at law

| | | |
|--------------------------------|--------------|------------------------|
| The Guardian Building | PO Box 106 | 803 324 8100 |
| 223 East Main Street Suite 520 | Rock Hill SC | 803 324 8109 Fax |
| Rock Hill South Carolina 29730 | 29731-6106 | jmfoster@comporium.net |

April 19, 2017

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

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SC Court of Appeals

Re: William G. Tucker, Respondent,
v. Connie Lynn Batey, Appellant.

Appellate Case No. 2016-000451

Dear Ms. Kitchings:

In accordance with Rules 240 and 263(a), S.C.A.C.R., enclosed herewith please find the original and seven (7) copies of the Appellant's Motion for Extension, together with the Certificate of Service for the same in the above referenced case. I also enclose our check for the Motion fee of \$25.00.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Motion, as evidenced by the Certificate of Service.

Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

Sincerely yours,



John Martin Foster

jmf/
enclosures

cc: Client File

Brian S. McCoy
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(803) 366-2280