

The Supreme Court of South Carolina

Dealer Services Corporation, Respondent,

v.

Total, Inc. d/b/a Gault's Used Cars d/b/a Gault's Auto Parts d/b/a Gault's Used Cars and Auto Parts d/b/a Gault's Used Cars and Motormaxx; Edward Keith Potter; Michael Wayne Gault; Christopher Drye d/b/a Drye's Auto Crushing; Ben D. Kochenower, CPA; Automotive Finance Corporation; Grandsouth Bank d/b/a CarBucks; Mason Motors, Inc. d/b/a Mason Ent.; American Community Bank, a Division of Yadkin Valley Bank and Trust Company; Quick Capital, LLC d/b/a Quick Capital; and Auto Bank Floorplan, LLC, Defendants,

Of whom Total, Inc. d/b/a Gault's Used Cars d/b/a Gault's Auto Parts d/b/a Gault's Used Cars and Auto Parts d/b/a Gault's Used Cars and Motormaxx; Edward Keith Potter; Michael Wayne Gault are the Petitioners.

Appellate Case No. 2017-001636

ORDER

By order dated June 23, 2017, the Court of Appeals denied the petition for rehearing in this matter. On July 31, 2017, approximately one week after the time for serving and filing a petition for a writ of certiorari pursuant to Rule 242, SCACR, and the remittitur should have been sent to the lower court pursuant to Rule 221, SCACR, petitioners filed a motion for an unspecified extension of time to serve and file a petition for a writ of certiorari. Because petitioners waited to file the motion until well after the deadline set forth in Rule 242, SCACR, had expired, the motion is denied. The Court of Appeals shall send the remittitur as required by Rule 221, SCACR.


FOR THE COURT

C.J.

Columbia, South Carolina

August 10, 2017

cc:

The Honorable Jenny Abbott Kitchings

Robert Fredrick Goings, Esquire

Duane Alan Lazenby, Esquire

Ginger D. Goforth, Esquire

The Honorable Brandy W. McBee