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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court Of Common Pleas

Robert E. Hood, Circuit Court Judge

Case No. 2016-CP-40-03478
2016

RECEIVED
OCT 30 2017
SC Court of Appeals

Cricket Store 17 d/b/a Taboo,..... Appellant,

vs.

City of Columbia Board of Zoning Appeals, Respondent.

MOTION FOR TEN-DAY EXTNSION TO FILE JOINT
DESIGNATION OF CONTENTS OF RECORD ON APPEAL

October 24, 2017

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Appellant moves for a ten-day extension to file parties' joint designation of contents of record on appeal. This motion is based on the ground that the parties have each designated material, much of which overlaps, and appellant seeks an additional period of time to file a joint designation so the parties can assemble a proposed record on appeal and reach an agreement how to print the material so that the record when filed does not contain multiple copies of the same documents.

October 26, 2017



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THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court Of Common Pleas

Robert E. Hood, Circuit Court Judge

Case No. 2016-CP-40-03478
Appellate Case No.: 2017-000561

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SC Court of Appeals

Cricket Store 17 d/b/a Taboo..... Appellant,

vs.

City of Columbia Board of Zoning Appeals..... Respondent,

and

City of Columbia Zoning Administrator, Counterclaimant,


vs.

Cricket Store 17, L.L.C. d/b/a Taboo,..... Counterdefendant

PROOF OF SERVICE

I certify that I have served the Appellant's Initial Reply Brief and Motion for Leave of Court for Ten-Day Extension to file a joint Designation of Contents of Record on Appeal upon Respondent by depositing a copy of both in the United States Mail, postage prepaid, on October 26, 2017, addressed to respondent's attorney of record, Peter Balthazor, Riley, Pope, & Laney, L.L.C., P. O. Box 11412, Columbia, S. C. 29211.

October 26, 2017

A handwritten signature in black ink, appearing to read 'T.R. Goldstein', written over a horizontal line.

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SC Court of Appeals

Hon. Jenny Abbott Kitchings,
South Carolina Court of Appeals,
ATTN.: Jessica, case manager
P. O. Box 11629
Columbia, S. C. 29211

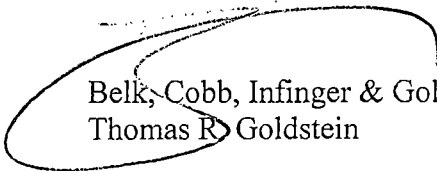
Re: Cricket Store vs. City of Columbia, 2016-CP-40-03478
Appellate Tracking Number: 2017-000561

Dear Ms. Kitchings,

I enclose an original and an extra copy of appellant's initial reply brief. I am also enclosing a request for a ten-day extension on filing the final designation of contents of record on appeal. The parties have designated many of the same documents. For example, much of respondent's "Exhibit A" attached to its Answer is the same document designated by appellant as part of his application for special exception. For that reason, I am preparing a rough draft Record on Appeal so that opposing counsel and I can go through it and figure out a way to make joint designations. By giving us a little more time to sort this out will reduce in a significantly slimmer record on appeal. For that reason, I am asking for an additional ten days to file the final designation.

Therefore, would you be so kind as to file the original the reply brief and the motion and return the extra copy of each marked filed in the envelope provided? I am also enclosing our firm's check in the amount of \$25.00 to cover this request. By copy of this letter I am providing a copy of each to opposing counsel. I thank you in advance for your attention to this request. With kind regards, I am

Very truly yours,


Belk, Cobb, Infinger & Goldstein, P.A.
Thomas R. Goldstein

TRG/

enclosure: initial reply brief, motion for ten-day extension to file final designation of contents of record on appeal, check No. 18054, return envelope
cc: Mr. Peter M. Balthazor, Esq. (with enclosure)

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Hon. Jenny Abbott Kitchings,
South Carolina Court of Appeals,
ATTN.: Jessica, case manager
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