

APPELLANTS' MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge

RECEIVED

DEC 05 2017

SC Court of Appeals

Case No. 2015-CP-26-6423

William F. O'Neil III, as Special
Administrator of the Estate of Robert
Thomas Mathis, deceased,

Respondent,

v,

James Cook and Jericha Cook,

Appellants.

APPELLANTS' MOTION
FOR EXTENSION OF TIME TO FILE INITIAL BRIEF

YOU WILL PLEASE TAKE NOTICE that Appellants by and through their undersigned attorneys, hereby moves this Honorable Court, for an extension of time requesting a thirty day extension of time to file Appellants' initial brief.

The grounds for this Motion are as follows:

1. Appellants counsel received the electronic trial transcript from the Court Reporter via email on November 9, 2017, and the printed transcript via US mail on November 13, 2017. Accordingly, Appellants' initial brief is due on or about December 9, 2017.

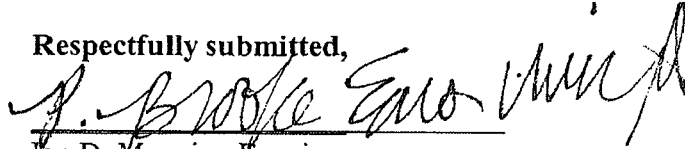
2. Due to the lengthy nature of the transcript and the Holiday season, Appellants counsel is respectfully requesting a thirty day extension to file Appellants' initial brief which would make Appellants' initial brief due on January 9, 2018.



This motion is supported by the South Carolina Rules of Civil Procedure, applicable case law, the trial transcript and exhibits, and any affidavits and/or additional memoranda submitted in support of the Motions and any other materials the Court may receive at or prior to the hearing on these Motions.

For the reasons stated herein and upon oral argument, Plaintiffs request that the Court grant a thirty day extension making Appellants' initial brief due on January 9, 2018.

Respectfully submitted,



Ian D. Maguire, Esquire

SC Bar No.: 66587

P. Brooke Eaves Wright, Esquire

SC Bar No.: 102021

MAGUIRE LAW FIRM

1600 North Oak Street, Suite B

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Myrtle Beach, South Carolina

12/4, 2017

Other Counsel of Record:

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(843) 248-5741

Attorney for Respondent

SECURITY FEATURES INCLUDE TRUE WATERMARK PAPER, HEAT SENSITIVE ICON AND FOIL HOLOGRAM

**MAGUIRE LAW FIRM LLC
OPERATING ACCOUNT
1600 N OAK STREET, SUITE B
MYRTLE BEACH, SC 29577**

TD BANK
67-219/539

14577

12/4/2017

PAY TO THE ORDER OF: South Carolina Court of Appeals

\$ **25.00

Twenty-Five and 00/100*****

DOLLARS

VOID AFTER 80 DAYS

South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

MEMO Filing Fee: to file Motion

VALID VALID
VALID VALID
VALID VALID

AUTHORIZED SIGNATURE *Jim Maguire*

Details on Back Security Features Included

MAGUIRE LAW FIRM LLC / OPERATING ACCOUNT		14577
South Carolina Court of Appeals	12/4/2017	
to file motion		12.50
to file motion		12.50
James & Jericha Cook		

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TD Operating Account Filing Fee: to file Motion 25.00

CERTIFICATE OF SERVICE

I, the undersigned, of the Maguire Law Firm, attorneys for Appellants, hereby certify that I have served the foregoing documents this the 4th day of December 2017 via Certified US Mail to the following individual(s) at the following address:

DOCUMENTS SERVED:

- **Appellants' Motion for Extension of Time to File Initial Brief**
- Proof of service of Appellants' Motion for Extension of Time upon the Respondent;
- 6 Copies of the Appellants' Motion for Extension of Time; and
- Requisite \$25.00 filing fee

INDIVIDUALS SERVED:

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

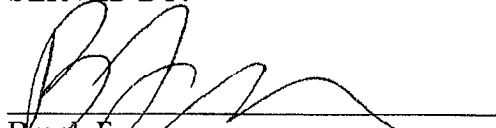
G. Michael Smith, Esquire
Thompson & Henry, PA
Post Office Box 1740
Conway, SC 29528
Attorney for Respondent

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SC Court of Appeals

SERVED BY:



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*Ian D. Maguire**
Brooke Eaves Wright
Brittney F. Jones

**Licensed in North & South Carolina*

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Eaves@maguirelawfirm.com

December 4, 2017

RECEIVED

VIA CERTIFIED US MAIL & FASCIMILE (803) 734-1839

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

DEC 05 2017

SC Court of Appeals

RE: William F. O'Neil III, as Special Administrator of the Estate of Robert Thomas Mathis, deceased v. James Cook and Jericha Cook
Docket No: 15-CP-26-6423
ML File No.: 12-IM-206-AA

Dear Ms. Kitchings:

Enclosed herein for filing is the Appellants' Motion for Extension of Time to File Initial Brief. In addition to the Appellants' Motion for Extension of Time to File Initial Brief, please find enclosed copies of the following:

- (1) Proof of service of Appellants' Motion for Extension of Time to File Initial Brief upon the Respondent;
- (2) 6 Copies of the Appellants' Motion for Extension of Time to File Initial Brief; and
- (3) Requisite \$25.00 filing fee

We are respectfully requesting for clocked copies of Appellants' Motion for Extension of Time to File Initial Brief to be returned in the enclosed self-addressed stamped envelope. By copy of this letter and enclosed documents, I am notifying counsel for the Respondent of this communication with the Court.

With kind regards, I am,
Sincerely,

P. Brooke Eaves Wright
P. Brooke Eaves Wright, Esquire

Enclosure

cc: G. Michael Smith, Esquire