

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

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MAY 04 2018

The Honorable DeAndrea G. Benjamin, Circuit Court Judge

SC Court of Appeals

Opinion No. 5523 (S.C. Ct. App. filed November 22, 2017)
South Carolina Supreme Court Appellate Case No. 2018-000456

Edwin M. Smith, Jr., PETITIONER,

v.

David Fedor,RESPONDENT.

**PETITIONER'S MOTION
FOR EXTENSION OF TIME**

Pursuant to South Carolina Appellate Court Rules 242(c) and 263(b), Petitioner Edwin M. Smith, Jr. ("Petitioner"), moves for an extension of ten (10) days from the existing deadline of May 7, 2018 to file his Reply to Respondent's Return to Amended Petition for Writ of Certiorari.

The Petitioner previously requested a ten (10) day extension until April 5, 2018 to file his Petition for Writ of Certiorari which this Court granted on March 15, 2018. Petitioner thereafter served his Amended Petition for Writ of Certiorari on March 30, 2018 which was filed with Supreme Court on April 2, 2018.

On April 25, 2018, Respondent served his Return to Amended Petition for Writ of Certiorari and Petitioner received the Return on April 30, 2018. The current deadline for filing the Petitioner's Reply is May 7, 2018.

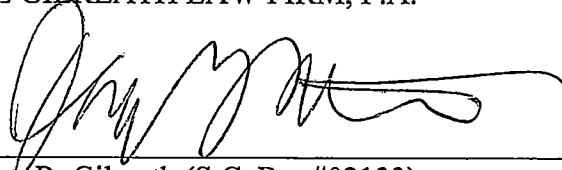
Petitioner through his undersigned counsel respectfully requests a ten (10) day extension to file his Reply to Respondent's Return to Amended Petition for Writ of Certiorari. If the ten (10) day extension is granted, Petitioner's Reply will be due by May 17, 2018.

This extension request is not intended for purposes of undue delay nor will the requested extension prejudice the rights of any party.

For the reasons set forth herein, Petitioner requests a ten (10) day extension to May 17, 2018 to serve and file his Reply to Respondent's Return to Amended Petition for Writ of Certiorari.

Respectfully submitted,

THE GILREATH LAW FIRM, P.A.



James R. Gilreath (S.C. Bar #02133)
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Attorneys for Petitioner Edwin M. Smith, Jr.

May 1, 2018
Greenville, South Carolina.

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Edwin M. Smith, Jr.,Petitioner,

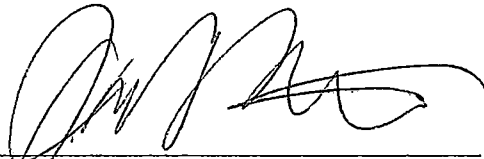
v.

David Fedor,Respondent.

PROOF OF SERVICE

This is to certify that I have this day served counsel for the Respondent in the foregoing matter with a copy of the **Petitioner's Motion for Extension of Time to File his Reply to Respondent's Return to Amended Petition for Writ of Certiorari** by depositing same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows to:

Katherine Carruth Goode, Esquire
229 S. Congress Street
P.O. Box 1175
Winnsboro, South Carolina 29180



James R. Gilreath (S.C. Bar No. 02133)
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ATTORNEYS FOR PETITIONER

May 1, 2018
Greenville, South Carolina.

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TELEPHONE (864) 242-4727
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May 1, 2018

VIA FEDERAL EXPRESS

Honorable Daniel E. Shearouse
Clerk of Court, Supreme Court of South Carolina
Attn: Linda Allen
Supreme Court Building
1231 Gervais Street
Columbia, South Carolina 29201

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SC Court of Appeals

RE: *Edwin M Smith, Jr. v. David Fedor*
South Carolina Supreme Court Appellate Case No. 2018-000456
South Carolina Court of Appeals Appellate Case No.: 2014-001826
Petitioner's Request for Extension of Time to file Reply to Respondent's Return to
Petitioner's Amended Petition for Writ of Certiorari

Dear Mr. Shearouse:

Counsel for Petitioner in the above matter, Edwin M. Smith, Jr. ("Petitioner"), hereby requests an extension of ten (10) days from the existing deadline of May 7, 2018 to file a Reply to Respondent's Return to Petitioner's Amended Petition for Writ of Certiorari with the Supreme Court. Enclosed is Petitioner's Motion for Extension of Time and our check in the amount of \$25 for this extension request.

This is the undersigned counsel's second extension request before this Court in this case. The first request, which was granted by this Court, allowed an extension of ten (10) days for Petitioner to file his Petition for Writ of Certiorari. Pursuant to this Court's order of July 16, 2014 "RE: Extensions in Cases Seeking a Petition for Writ of Certiorari to Review a Decision of the South Carolina Court of Appeals," Petitioner respectfully requests the remaining ten (10) day extension to file his Reply to Respondent's Return to Petitioner's Amended Petition for Writ of Certiorari.

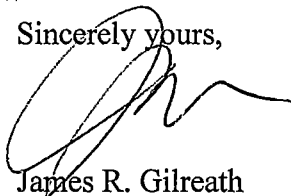
If the ten (10) day extension is granted, Petitioner's Reply will be due on May 17, 2018.

If there is anything further needed at this time, please let me know.

Honorable Daniel E. Shearouse
Page 2
May 1, 2018

With best regards, I remain.

Sincerely yours,

A handwritten signature in black ink, appearing to be 'J. Gilreath', written over the typed name.

James R. Gilreath

JRG/kmk
Enclosures

cc: Katherine Goode, Esquire (w/enclosures)

~~Honorable Jenny Abbott Kitchings, Clerk of Court of Appeals (w/enclosures)~~

THE GILREATH LAW FIRM, P.A.

P. O. BOX 2147

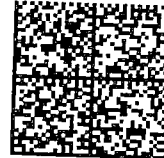
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SC Court of Appeals

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Clerk, South Carolina Court of Appeals
1220 Senate Street
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