

**MOTION FOR EXTENSION OF TIME TO SERVE RECORD ON APPEAL
AND FILE FINAL BRIEF AND FINAL REPLY BRIEF OF APPELLANT**

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKERS COMPENSATION

Full Commission

WCC File No. 1200349
Appellate Case No. 2018-000133

RECEIVED

AUG 13 2018

SC Court of Appeals

James Provins, Employee/Deceased,
Debra Provins, Alleged Dependents/Claimants,

Appellants,

v.

Spirit Construction services, Inc., Employer,
And Insurance Company of the State of PA, Carrier,

Respondents.

**APPELLANT'S MOTION FOR EXTENSION OF TIME
TO SERVE RECORD ON APPEAL AND FILE FINAL BRIEF AND
FINAL REPLY BRIEF**

Appellants, through their undersigned counsel, hereby respectfully request an extension of time to serve their Record on Appeal and file their Final Brief and Final Reply Briefs in the above-referenced action.


1. On August 7, 2018, Appellants filed a Motion for Leave to File a Second Amended Designation of Matter to be Included on the Record on Appeal and the proposed Second Amended Designation of Matter, along with their Motion to Reduce the Number of Copies of Record on Appeal, Final Brief and Final Reply Briefs of the Appellants.
2. Pursuant to Rule 210 SCACR, the deadline for serving a copy of the Record on Appeal on the Respondents is August 13, 2018.
3. Upon follow-up with the Honorable Court on August 10, 2018, Appellants' motions have not been acted upon.

4. To ensure a complete record consented by both parties, Appellant seeks to extend time to serve the Record on Appeal.

For these reasons, Appellants respectfully pray that the Court grant this motion and extend the deadline to serve the Record on Appeal and file the Final Brief and Reply Brief. This motion is not filed for delay, and is undertaken to reflect the collaborative efforts of counsel for both parties to provide a complete record for this Court's determination.

August 10, 2018

Respectfully submitted,


Donald L. Smith (Bar #: 6699)
122 N. Main Street
Anderson SC 29621
Telephone: (864) 642-9284
Facsimile: (864) 642-9285
Attorney for Appellants

**FORM 7
PROOF OF SERVICE**

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA WORKERS COMPENSATION

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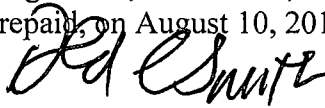
Spirit Construction services, Inc., Employer,
And Insurance Company of the State of PA, Carrier,

Respondents.

PROOF OF SERVICE

I certify that I have served a copy of Appellant's Motion for Extension of Time to Serve Record on Appeal and File Final Brief and Reply Brief of Appellant, and Proof of Service for same upon The Honorable Jenny Abbott Kitchings, Clerk of Court South Carolina Court of Appeals, at PO Box 11629, Columbia SC 29211, and the Respondents, by and through their counsel of record, Mr. J. South Lewis, II, Esquire at 872 South Pleasantburg Drive, Greenville, SC 29607, by depositing a copy of it in the United States Mail, postage prepaid, on August 10, 2018.

August 10, 2018
Anderson, South Carolina


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Attorney for Appellants

FORM 8
LETTER TO THE APPEALS COURT CLERK

August 10, 2018

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

RECEIVED

AUG 13 2018

SC Court of Appeals

RE: James Provins and Debra Provins v. Spirit Construction and Insurance
Company of the State of PA
Appellate Case No. 2018-000133

Dear Honorable Kitchings:

Please find enclosed the following materials for filing:

- (1) Appellant's Motion for Extension of Time to Serve Record on Appeal and File Final Brief and Final Reply Brief of Appellant;
- (2) A check amounting to \$25.00 as motion fee; and,
- (3) Proof of Service for same.

Sincerely,



Donald L. Smith, (Bar#6699)

122 N. Main Street

Anderson SC 29621

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Facsimile: (864) 642-9285

attorneydonaldsmith@gmail.com

Attorney for Appellants

cc:

Mr. J. South Lewis, Esquire





Attorney Office of Donald Smith
122 N. Main Street,
Anderson, SC 29621

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SC Court of Appeals

The Hon. Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia S.C 29211

