

IN THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM HORRY COUNTY
Court of Common Pleas

Honorable Benjamin H. Culbertson, Circuit Court Judge

Civil Action No.: 2016-CP-26-02377

RECEIVED
SEP 10 2018
SC Court of Appeals

In Re: Venture Engineering, agent for DT LLCRespondent

vs.

Horry County Zoning Board of AppealsAppellant

**APPELLANT HORRY COUNTY ZONING BOARD OF APPEALS'
MOTION FOR EXTENSION OF TIME TO FILE
INITIAL BRIEF AND DESIGNATION OF MATTER**

Appellant Horry County Zoning Board of Appeals ("Appellant"), hereby respectfully moves the Court, pursuant to Rule 240(a), SCACR, for a thirty (30) day extension of time to file the Initial Brief and Designation of Matter to be included in the Record on Appeal which is due September 19, 2018.

As a result of said Appellant counsel's work schedule, Appellant respectfully contends that good cause exists for an extension of time to file its Initial Brief and Designation of Matter.

Wherefore, Appellant Horry County Zoning Board of Appeals contends that this appeal and the interest of justice will be served by granting said Appellant an extension of time, Appellant therefore respectfully prays the Court for an order granting the Appellant an extension of thirty (30) days to file its Initial Brief and Designation of Matter to be included in the Record on Appeal.

Accordingly, Appellant requests the Court to enter an Order enlarging the time up to and including October 19, 2018, for the Appellant to submit its Initial Brief and Designation of Matter to be included in the Record on Appeal. Appellant's counsel has consulted with Respondent's counsel, Robert S. Shelton, Esquire, and Mr. Shelton has consented to this request.

Respectfully submitted,

September 10, 2018



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Attorneys for the Appellant

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PROOF OF SERVICE

I, Kimberly W. Nobles, an employee of Thomas & Brittain, P.A., certify that I have served all counsel of record with a copy of the Appellant Horry County Zoning Board of Appeals' Motion for Extension of Time to File Initial Brief and Designation of Matter in the above-referenced matter by depositing a copy in the United States Mail, first class postage pre-paid on September 10, 2018, to the following counsel of record:

Robert S. Shelton, Esquire
The Bellamy Law Firm
1000 29th Avenue North
Myrtle Beach, South Carolina, 29577

A Courtesy Copy to:
Wesley Covington, Esquire
41 Gasparilla Circle
Murrells Inlet, South Carolina, 29576

September 10, 2018



Kimberly W. Nobles
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September 10, 2018

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SC Court of Appeals

Via U.S. Mail and Fax Transmission

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

Re: In Re: Venture Engineering, agent for DT LLC vs. Horry County Zoning Board of Appeals
Appellate case No.: 2018-001221

Dear Ms. Kitchings:

Our firm represents the Horry County Zoning Board of Appeals in the above-referenced matter. Please find enclosed for filing the original and seven (7) copies of Appellant Horry County Zoning Board of Appeals' Motion for Extension of Time to File Initial Brief and Designation of Matter in this case. Also enclosed is our filing fee in the amount of \$25.00. Please return a stamped copy in the self-enclosed stamped envelope.

Please do not hesitate to contact our office if you have any questions.

Sincerely yours,

THOMAS & BRITTAIN, P.A.



Emma Ruth Brittain

ERB/kwn

Enclosures

cc: Robert S. Shelton, Esquire

Arrigo P. Carotti, Esquire, Horry County Attorney

Thomas & Brittain, P.A.

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Fax Cover Sheet

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SC Court of Appeals

From the Office of Emma Ruth Brittain, Esquire

DATE: September 10, 2018

TO: Honorable Jenny Abbott Kitchings
Clerk for the S.C. Court of Appeals

FAX: (803) 734-1839

RE: In Re: Venture Engineering, agent for DT LLC v. Horry County Zoning Board of Appeals
Appellate #2018-001221

Pages: 6 (including cover sheet)

MESSAGE:

Attached please find the Appellant Horry County Zoning Board of Appeals' Motion for Extension of Time. The original documents and the filing fee are being placed in the mail to you today.

The information contained in this facsimile message is attorney privileged and confidential, intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this communication is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

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