

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**  
OCT 16 2018  
SC Court of Appeals

In Re: Venture Engineering, agent for DT LLC .....Respondent

vs.

Horry County Zoning Board of Appeals .....Appellant

**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 twenty (20) day extension of time to file the Initial Brief and Designation of Matter to be included in the Record on Appeal which is due October 19, 2018.

Due to disruptions in office hours and staffing shortages as a result of the recent storm event in Horry County and the resulting impact on workload and work schedules, Appellant respectfully contends that good cause exists for an extension of time to file its Initial Brief and Designation of Matter. Appellant's counsel has consulted with Respondent's counsel, Robert S. Shelton, Esquire, and Mr. Shelton has consented to this request.

Wherefore, counsel for Appellant 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 twenty (20) 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 November 8, 2018, for the Appellant to submit its Initial Brief and Designation of Matter to be included in the Record on Appeal.

Respectfully submitted,

October 15, 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 October 15, 2018, to the following counsel of record:

Robert S. Shelton, Esquire  
Bellamy, Rutenberg, Copeland,  
Epps, Gravely & Bowers, P.A.  
1000 29<sup>th</sup> Avenue North  
Myrtle Beach, South Carolina 29577

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

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SC Court of Appeals

October 15, 2018

*Kimberly W. Nobles*

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October 15, 2018

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## Via Federal Express 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:

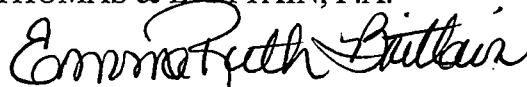
Our firm represents the Horry County Zoning Board of Appeals in the above-referenced matter. Due to disruptions in office hours and staffing shortages as a result of the most recent storm event in Horry County and the resulting impact on workload and work schedules, our Firm is requesting an extension of time of twenty (20) days to file the Initial Brief and Designation of Matter in this case. Opposing counsel Robert Shelton has consented to this request.

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 and the Proof of Service in this case. Also enclosed is our filing fee in the amount of \$50.00. 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

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SC Court of Appeals



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SHIP DATE: 15OCT18  
ACTWGT: 0.50 LB  
CAD: 2764948/NET4040

MYRTLE BEACH, SC 29577  
UNITED STATES US

BILL SENDER

TO **JENNY ABBOTT KITCHINGS, CLERK**  
**S.C. COURT OF APPEALS**  
**1220 SENATE STREET**

**COLUMBIA SC 29201**

(803) 734-1890

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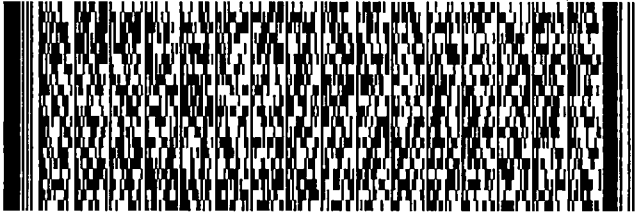
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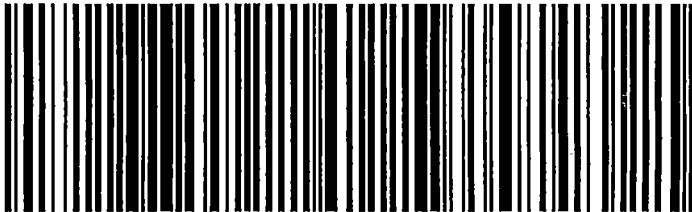
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**TUE - 16 OCT 10:30A**  
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10/15/2018