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**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

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SC Court of Appeals

Appeal from the
ADMINISTRATIVE LAW COURT
The Honorable Deborah Brooks Durden, Administrative Law Judge

Appellate Case No. 2018-001870
Case No. 18-ALJ-17-0002-CC

Rooftop Bar, LLC, d/b/a Rooftop Bar and Lounge.....Respondent,

v.

South Carolina Department of Revenue.....Respondent,

and

Thomas R. Gottshall and April C. Lucas.....Intervenors, Appellants.

**INTERVENORS, APPELLANTS GOTTSHALL AND LUCAS'S
MOTION TO EXTEND TIME TO FILE INITIAL BRIEF**

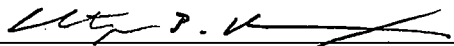
Intervenors, Appellants Thomas R. Gottshall and April C. Lucas respectfully move the Court pursuant to Rule 263(b) of the appellate court rules to extend their time to file an initial brief by 30 days. On September 5, 2018, the Administrative Law Court (ALC) entered a Final Order, and it denied Mr. Gottshall and Ms. Lucas's motion to alter or amend the Final Order on October 3, 2018. This appeal was noticed on October 19, 2018. Appellants are already in receipt of the transcript, therefore their deadline to file an initial brief is on or before Monday, November 19, 2018. See Rule 208(a)(1), SCACR. Appellants seek to extend that deadline by 30 days to on or before December 19, 2018.

This extension is being sought to accommodate the schedule of counsel principally responsible for the preparing the initial brief in this matter as the time allotted has been diminished by other briefing obligations and will be further so by counsel's longstanding vacation plans.

Prior to filing this motion, the undersigned consulted with counsel for Respondents Rooftop Bar, LLC, d/b/a Rooftop Bar and Lounge and South Carolina Department of Revenue who indicated they do not object to the relief sought here.

For the foregoing reasons, this motion should be granted.

Respectfully submitted by,


Richard A. Harpootlian (SC Bar No. 2725)
Christopher P. Kenney (SC Bar No. 100147)
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THOMAS R. GOTTSHALL AND
APRIL C. LUCAS

November 13, 2018
Columbia, South Carolina.

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APPEAL FROM THE ADMINISTRATIVE LAW COURT
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v.

South Carolina Department of Revenue.....Respondent,

and

Thomas R. Gottshall and April C. Lucas.....Intervenors, Appellants.

CERTIFICATE OF SERVICE

I, Holli Miller, paralegal to the attorney for Richard A. Harpootlian, P.A., representing Intervenors/Appellants Thomas R. Gottshall and April C. Lucas, with offices at 1410 Laurel Street, Post Office Box 1090, Columbia, South Carolina 29202, certify that on November 13, 2018, served the following document by placing the same in the U.S. Postal Mail, first class postage affixed thereto, to the below mentioned persons:

Document: Intervenors, Appellants Gottshall and Lucas's Motion to Extend Time to File Initial Brief

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SC Court of Appeals

The Hon. Jenny Abbott Kitchings
Clerk of Court
The South Carolina Court of Appeals
1220 Senate Street
Columbia, South Carolina 29201

In re: Rooftop Bar, LLC, d/b/a Rooftop Bar and Lounge v. SCDOR
Appellate Case No. 2018-001870


Dear Ms. Kitchings:

Enclosed please find the original and seven copies of Intervenor, Appellants Gottshall and Lucas's motion to extend time to file initial brief.

By copy of this letter, I am serving opposing counsel with the same.

With warmest personal regards, I am

Sincerely,


Christopher P. Kenney

/hm

Enclosures

cc: Mike Montgomery, Esq.
Elisabeth Shields, Esq.

✓