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

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Jocelyn Newman

RECEIVED

DEC 07 2018

SC Court of Appeals

Circuit Court Case No.: 2017-CP-40-00850

Appellate Case No. 2018-001194

G. Allen Rutter,Respondent,

v.

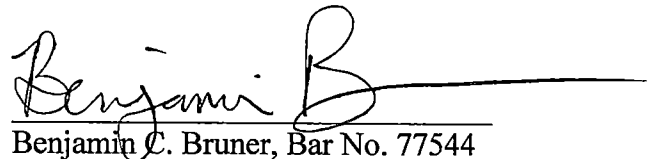
City of Columbia Design/Development Review Commission, Appellant.

**RESPONDENT’S MOTION FOR AN EXTENSION OF
TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

Respondent G. Allen Rutter (“Rutter”), by and through its undersigned counsel, hereby moves pursuant to Rules 208, 209 and 240, SCACR, for a thirty (30) day extension of time to file and serve its Initial Brief and Designation of Matter due to Respondent’s counsel’s current work load and family vacation over the holidays. The Respondent moved to dismiss this appeal on September 24, 2018. The Court denied the motion to dismiss by order dated November 30, 2018 and advised counsel the new deadline is January 2, 2019. Respondent’s counsel received that order and letter on December 4, 2018. If the Court grants the extension, the new deadline for Respondent to file and serve his initial brief and designation of matter will be February 1, 2019. This is Respondent’s first request for an extension of time.

[SIGNATURE ON FOLLOWING PAGE]

December 6, 2018

A handwritten signature in black ink that reads "Benjamin C. Bruner". The signature is written in a cursive style with a large, prominent initial "B" that extends into a long horizontal line across the right side of the page.

Benjamin C. Bruner, Bar No. 77544
Chelsea J. Clark, Bar No. 102211
Bruner, Powell, Wall & Mullins, LLC
P.O. Box 61110
Columbia, SC 29260
(803) 252-7693
Attorneys for Respondent

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

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Honorable Jocelyn Newman

Docket No.: 2017-CP-40-00850

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G. Allen Rutter, Respondent,

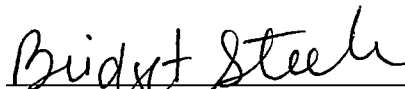
v.

City of Columbia Design/Development Review Commission, Appellant.

PROOF OF SERVICE

Pursuant to Rule 420(c)(1), SCACR, the undersigned employee of Bruner, Powell, Wall & Mullins, LLC certifies that she served Respondent's Motion for an Extension of Time to file Initial Brief and Designation of Matters upon counsel for Appellant on December 6, 2018 by placing the same in the U.S. Mail, First Class, addressed as below.

Jessica Mangum, Esquire
Office of the City Attorney
PO Box 667
Columbia, SC 29202


Bridget S Steele

December 6, 2018
Columbia, South Carolina

BRUNER, POWELL, WALL & MULLINS, LLC

ATTORNEYS AND COUNSELORS AT LAW

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JAMES L. BRUNER (RETIRED)

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CHELSEA J. CLARK

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* ALSO ADMITTED IN DISTRICT OF COLUMBIA

** OF COUNSEL

AUTHOR'S E-MAIL: BSTEELE@BRUNERPOWELL.COM

December 6, 2018

VIA U.S. MAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: ***G. Allen Rutter v. City of Columbia***
Appellant Case No.: 2018-001194
Our File No. 11-2865.100

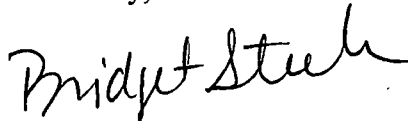
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Dear Ms. Kitchings:

Enclosed please find an original and one (1) copy of the *Respondent's Motion to for an Extension of time to file Initial Brief and Designation of Matters* in the above-referenced matter. Also, included is a check in the amount of \$50.00 to cover the fees associated with the filing. Please file the original, clock-in the copy and return it to in the pre-paid envelope provided.

With my kindest regards, I am

Sincerely,



Bridget Steele

Legal Assistant to Benjamin C. Bruner

BCB/gh

Enclosure

cc: Jessica R. Mangum, Esq. (w/encl.)



BRUNER, POWELL, WALL & MULLINS, LLC

A Professional Limited Liability Company

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