

IN THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM Horry County
Court of Common Pleas

The Honorable Larry B. Hyman, Jr.
The Honorable Benjamin H. Culbertson

Appellate Case No. 2018-001221
Civil Action No.: 2016-CP-26-02377

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MAR 27 2019

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 RECORD ON APPEAL**

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 Record on Appeal which is due April 1, 2019.

Respondent's Designation of Matter was not timely filed with the Respondent's Initial Brief, and following two telephone calls and a letter to Respondent's counsel requesting the Designation of Matter, Respondent's Designation of Matter was received by e-mail on Thursday, March 21, 2019. Based on the time delay in receiving Respondent's Designation of Matter and the time required to make the complete seven (7) transcripts of record compliant with Rule 210(c) of the South Carolina Appellate Court Rules, Appellant respectfully requests a twenty (20) day extension of time to file the Record on Appeal.

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 twenty (20) days to file its Record on Appeal.

Accordingly, Appellant requests the Court to enter an Order enlarging the time up to and including April 21, 2019, for the Appellant to submit its 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,

March 27, 2019



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Attorneys for the Appellant

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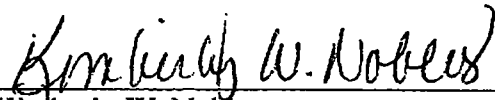
PROOF OF SERVICE

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 Record on Appeal in the above-referenced matter by depositing a copy in the United States Mail, first class postage pre-paid on March 27, 2019, to the following counsel of record:

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

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

March 27, 2019



Kimberly W. Nobles
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March 27, 2019

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

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SC Court of Appeals

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

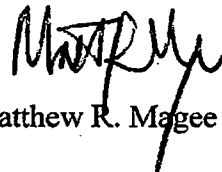
Dear Ms. Kitchings:

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 Record on Appeal and the Proof of Service in this case. Opposing counsel Robert Shelton has consented to this request. 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.



Matthew R. Magee

MRM/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

TO: Jenny Abbott Kitchings

DATE: March 27, 2019

FAX NUMBER: 803-734-1839

RE: In Re: Venture Engineering vs. Horry County Zoning Board of Appeals
Appellate Case No.: 2018-001221

PAGES: 6 (Including Cover Sheet)

MESSAGE:

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SC Court of Appeals

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