

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
JUN 24 2019
SC Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Larry W. Knox, Special Referee
Appellate Case No. 2019-00674

Griffin Chrysler Jeep Dodge, Inc.....Plaintiff,

v.

Tony Edward Sipe.....Defendant,

Tony Edward Sipe.....Respondent,

v.

Jason S. King.....Appellant.

**MOTION FOR AN EXTENSION OF TIME and TO FILE INITIAL BRIEF OF RE-
SPONDENT OUT OF TIME**

Wallace H. Jordan, Jr., M.W. Cockrell, III and Sarah C. Campbell; counsel for the Respondent in the above-captioned case, hereby respectfully moves this Court, pursuant to Rules 208 and 240, SCACR, for an order allowing Respondent an extension of time to file his initial brief out of time.

In support of this motion, counsel for Respondent shows the following:

1. The Respondent's reply was due on June 17, 2019, and that day has passed;
2. The Respondent has not previously asked for an extension of time to file his initial brief;
3. Respondent retained and associated additional counsel, Wallace H. Jordan, Jr., to assist with this Appeal;

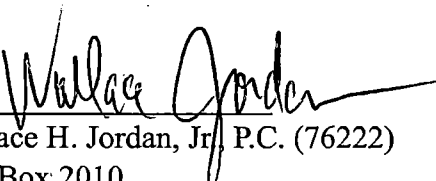
4. Mr. Wallace H. Jordan, Jr., as Representative of House District 63, was involved in legislative matters through the week ending May 24, 2019;
5. Additionally, Mr. Wallace H. Jordan, Jr. has been continually working with committees and other members of the state legislature in preparation for upcoming legislative matters scheduled for June 25, 2019;
6. Communications with Mr. Wallace H. Jordan, Jr. and M. W. Cockrell, III and Sarah C. Campbell were limited due to attention dedicated with legislative matters and difficulties communicating while in full legislative session.
7. The initial date calendared at the office (inadvertently and incorrectly) included the additional time allowed for mail service (allowed in Rule 6(e), SCRCP; but not before this Court; [Rule 263(a), SCACR]); The attention and focus on the duties associated with legislative responsibilities allowed counsel to overlook the inaccurate calendar date placed by his office.
8. All counsel (Wallace H. Jordan, Jr.; M.W. Cockrell, III and Sarah C. Campbell) need full opportunity for discussion, input and review prior to filing the same.
9. Respondent's initial brief was due June 17, 2019.
10. Respondent is requesting a thirty day extension in which to file the initial respondent's brief, making the requested due date to be July 17, 2019.
11. Upon information and belief, Counsel for the Appellant will not be prejudiced by the requested relief.
12. This motion is filed, not for delay, but in the interests of justice so that the Court may have and review all briefs and positions for the Court's consideration.

WHEREFORE, for the foregoing reasons, the Respondent respectfully requests leave to file the Initial Brief of Respondent on or before July 17, 2019.

Respectfully submitted this the 20th day of June 2019.

Respectfully Submitted,

WALLACE H. JORDAN, JR., P.C.

By: 
Wallace H. Jordan, Jr. P.C. (76222)
P.O. Box 2010
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COCKRELL LAW FIRM, P.C.

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Fax: (843) 623-5700
Attorneys for Appellant

June 20, 2019

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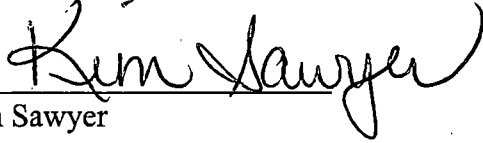
v.

Jason S. King.....Appellant.

PROOF OF SERVICE

I, Kim Sawyer, certify that I have served the Notice of Appearance and Motion for an extension and to File Initial Brief of Respondent Out of Time on Appellant by mailing copies of the same by United States Mail with first class postage prepaid to the following address:

Robert T. King
King Love Hupfer and Nance
PO Box 1764
Florence, SC 29503-1764

By: 
Kim Sawyer

Paralegal

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June 20, 2019

Wallace H. Jordan, Jr., P.C.
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June 20, 2019

The Honorable Jenny A Kitchings
South Carolina Court of Appeals
P.O Box 11629
Columbia, South Carolina 29211-1629

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Re: Griffin Chrysler Jeep Dodge, Inc. v. Sipe v. King
Appellate Case No.: 2019-00674


Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of the motion to extend the time to file in the Initial Brief of Respondent. I have also enclosed Notice of Appearance and proof of service of this document on counsel for the appellant. Please return the additionally copy to me via the envelope enclosed.

Thank you for your attention to this matter. If you have any questions or need any additional information, please do not hesitate to contact me.

With kind regards, I am,

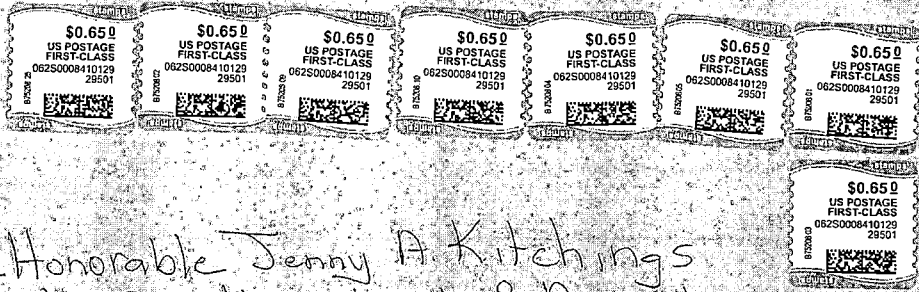
Sincerely,


Kim Sawyer
Paralegal to Wallace H. Jordan, Jr.

/KS

cc: Robert T. King, Esquire

WALLACE H. JORDAN, JR. P.C.
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South Carolina Court of Appeals
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