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**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Horry County
Court of Common Pleas
William H. Seals Jr., Circuit Court Judge

Case No. 2015-CP-26-05573

RECEIVED

JUN 24 2019

SC Court of Appeals

K.A. Diehl and Associates, Inc.,

Respondent,

v.

James Perkins, Colleen Franke a/k/a Colleen Franke Perkins,
Mark Dos Santos, William Moore, Steven Dame
and Errol Dos Santos,

Defendants,

Of whom Mark Dos Santos is the

Appellant.

**MOTION FOR FINAL EXTENSION OF TIME, UNTIL JUNE 27, 2019, TO
FILE/SERVE INTIAL REPLY BRIEF OF APPELLANTS**

YOUNG CLEMENT RIVERS, LLP
D. Jay Davis Jr. (SC Bar No. 12084)
Russell G. Hines (SC Bar No. 72100)
Perry M. Buckner IV (SC Bar No. 100031)
J. Joseph Owens (SC Bar No. 102794)
25 Calhoun Street, Suite 400
Charleston, South Carolina 29401
P.O. Box 993 (29402)
(843) 577-4000

Attorneys for Appellant

NOW COMES Appellant above named, by and through his undersigned counsel, on the grounds stated below, and, pursuant to Rule 263(b), SCACR, hereby moves this Honorable Court to allow him one final extension, until Thursday, June 27, 2019, to file/serve his initial reply brief and designation of matter to be included in the record on appeal.

1. By order of June 11, 2019, the Court granted Appellant's second motion for an extension of his initial reply briefing/designation of matter deadline, establishing a deadline of Thursday, June 20, 2019.

2. Appellant's counsel recognizes the notice in the Court's June 11, 2019 order that further extension of the initial reply briefing/designation deadline would have to be occasioned by extraordinary circumstances.

3. The present June 20th deadline falls during the first week in which the primary author of Appellant's reply brief (Mr. Hines) has returned to the office on a family vacation.

4. Mr. Hines had hoped to be able to complete the brief so that it would be filed/served by today, Thursday, June 20, 2019, but on account of work-related and other time commitments he was unable to do so, and he humbly asks that the Court consider the circumstances (disruption to his normal work schedule) as sufficiently out of the ordinary to merit granting the dispensation requested herein, which he most respectfully submits is consistent with the interests of justice and

will not unduly prejudice any other party.

WHEREFORE, Appellant respectfully requests that this Honorable Court allow him through Thursday, June 27, 2019, to file/serve his initial reply brief and designation of matter to be included in the record on appeal. Further, Appellant respectfully requests that the Court hold his present initial reply briefing/designation of matter deadline in abeyance until it acts upon this motion.

Respectfully submitted,

YOUNG CLEMENT RIVERS, LLP

By



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Russell G. Hines (SC Bar No. 72100)

Perry M. Buckner IV (SC Bar No. 100031)

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Attorneys for Appellant

Charleston, South Carolina

Dated: 6/20/19

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Appellant.

PROOF OF SERVICE

YOUNG CLEMENT RIVERS, LLP
D. Jay Davis Jr. (SC Bar No. 12084)
Russell G. Hines (SC Bar No. 72100)
Perry M. Buckner IV (SC Bar No. 100031)
J. Joseph Owens (SC Bar No. 102794)
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Charleston, South Carolina 29401
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(843) 577-4000

Attorneys for Appellant

I, Russell G. Hines, of Young Clement Rivers, LLP, attorney for Appellant, hereby certify that the foregoing **MOTION FOR FINAL EXTENSION OF TIME, UNTIL JUNE 27, 2019, TO FILE/SERVE INTIAL REPLY BRIEF OF APPELLANTS** was served on all other parties to this matter by depositing a copy of same in the U.S. Mail on June 20, 2019, properly posted for delivery to the following addressees:

Henrietta U. Golding, Esquire
Alicia E. Thompson, Esquire
Burr & Forman, LLP
P.O. Box 336
Myrtle Beach, SC 29578

Jackson H. Daniel, III, Esquire
Carlock Copeland & Stair, LLP
40 Calhoun Street, Suite 400
Charleston, SC 29401

Attorney for Mark dos Santos

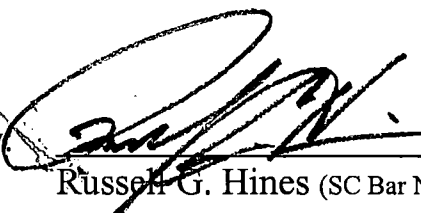
and

Wm. Grayson Lambert, Esquire
Burr & Forman LLP
P.O. Box 11390
Columbia, SC 29211

*Attorneys for Respondent
K.A. Diehl and Associates, Inc.*

Respectfully submitted,
YOUNG CLEMENT RIVERS, LLP

By

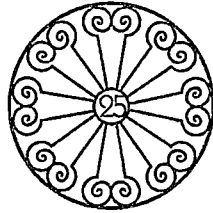


Russell G. Hines (SC Bar No. 72100)

Attorneys for Appellant

Charleston, South Carolina

Dated: 6/20/19



YCR LAW

Kathleen B. Barnes
Secretary

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June 20, 2019

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JUN 24 2019

SC Court of Appeals

VIA US MAIL AND FASCIMILE

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: K.A. Diehl and Associates, Inc. v. James Perkins, Colleen Franke, a/k/a Colleen Franke Perkins, Mark Dos Santos, Nancy Moore, William Moore, Steven Dame, and Errol Dos Santos
Appellate Case No. 2018-002009
YCR File: 14168-20180194

Dear Ms. Kitchings:

Enclosed please find the original and seven (7) copies of our Motion for Final Extension of Time, Until June 27, 2019, to File/Serve Initial Reply Brief of Appellants, the original and one (1) copy of the Proof of Service of same and our firm's check in the amount of \$50.00 to cover the filing fee. Please file the originals and return court-stamped copies to me in the enclosed envelope.

With best wishes and kindest regards, I am

Sincerely,

YCR LAW, LLP

Kathleen B. Barnes
Secretary

Enclosures

(all via US Mail and email)

Cc: Henrietta U. Golding, Esquire
Alicia E. Thompson, Esquire
Jackson H. Daniel, III, Esquire
Wm. Grayson Lambert, Esquire

Master
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