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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas
The Honorable Roger M. Young, Sr., Circuit Court Judge

RECEIVED

JUL 29 2019

Appellate Case No. 2018-000906

SC Court of Appeals

Sea Island Food Group, LLC d/b/a Squeeze..... Plaintiff,

v.

Yaschik Development Company, Inc., d/b/a Yaschik Enterprises,
Hilton Smith, East Bay Company, Ltd., Michael J. Quillen Family
Limited Partnership..... Defendants.

Michael J. Quillen Family Limited Partnership..... Third-Party Plaintiff,

v.

Top of the Bay, LLC..... Third-Party Defendant.

Top of the Bay, LLC d/b/a Club Light Fourth-Party Plaintiff, Respondent,

v.

Yaschik Development Company, Inc.,
d/b/a Yaschik Enterprises Fourth-Party Defendant, Appellant.

MOTION FOR EXTENSION OF TIME

Pursuant to South Carolina Appellate Court Rules 240 and 263(b), Appellant Yaschik Development Company, Inc., d/b/a Yaschik Enterprises moves for an extension of seven (7) days from the existing deadline to file its reply brief in this matter.

An extension is necessary because Respondent filed and served its initial brief out of time on July 19, 2019, which altered Appellant's anticipated schedule for preparing and filing its reply

brief. As a result of Respondent's untimely filing, the current deadline for Appellant's reply brief falls on July 29, 2019, which is during Appellant's counsel's previously scheduled family vacation. However, Appellant did not receive Respondent's brief until July 22, 2019, just two days prior to the beginning of Appellant's counsel vacation. And Appellant counsel's will be required to reschedule or alter the vacation to comply with the existing deadline.

Appellant's reply brief will be due on or before August 5, 2019, if the extension is granted. Appellant's counsel has attempted to confer with counsel for Respondent regarding this motion, but Respondent's counsel could not be reached.

For the reasons set forth herein, Appellant requests a seven (7) day extension to file and serve its reply brief.

Respectfully submitted,



E. Brandon Gaskins (S.C. Bar No. 72374)
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*Attorneys for Appellant Yaschik Development
Company, Inc., d/b/a Yaschik Enterprises*

July 25, 2019

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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APPEAL FROM CHARLESTON COUNTY
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v.

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Limited Partnership..... Defendants.

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v.

Top of the Bay, LLC..... Third-Party Defendant.

Top of the Bay, LLC d/b/a Club Light Fourth-Party Plaintiff, Respondent,

v.

Yaschik Development Company, Inc.,
d/b/a Yaschik Enterprises Fourth-Party Defendant, Appellant.

PROOF OF SERVICE

This is to certify that I have this day served counsel for all parties in the foregoing matter with a copy of the foregoing *Motion for Extension of Time* by depositing the same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

William K. Swope, Esquire
The Swope Law Firm
1525 Sam Rittenburg Blvd., Ste. 208
Charleston, SC 29407

W. Tracy Brown, Esquire
The Brown Law Firm
110 N. Main Street
Summerville, SC 29483

Attorneys for Respondent/Appellant Top of the Bay d/b/a Club Light



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*Attorneys for Appellant Yaschik Development Company,
Inc., d/b/a Yaschik Enterprises*

July 26, 2019
Charleston, South Carolina

Moore & Van Allen

July 25, 2019

RECEIVED

JUL 29 2019

SC Court of Appeals

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Post Office Box 22828
Charleston, SC 29413-2828

VIA E-MAIL AND U.S. MAIL

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Sea Island Food Group v. Yaschik Development (2)
Appellate Case No. 2018-000906
Our File Number: 029018.000023

Dear Ms. Kitchings:

Enclosed Please find the original and seven copies of Appellant's Motion for Extension of Time in the above-referenced matter along with Proof of Service and a check in the amount of \$50.00 as the required filing fee. Please file the original and return a filed stamped copy to me in the enclosed self-addressed stamped envelope.

Thank you for your assistance with this matter and please call me with any questions.

Very truly yours,

MOORE & VAN ALLEN PLLC



E. Brandon Gaskins

EBG/ws

Enclosures: as stated.

cc w/enc.: W. Tracy Brown, Esquire
William K. Swope, Esquire

Charlotte, NC
Charleston, SC

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SC Court of Appeals

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