

**BARR, UNGER
& MCINTOSH**
ATTORNEYS AT LAW

RECEIVED

SEP 11 2019

SC Court of Appeals

Capers G., Barr, III

Direct Dial: 843-377-1226

Email: cgb@barrungermcintosh.com

September 9, 2019

**VIA E-MAIL, FIRST CLASS MAIL
AND FEDERAL EXPRESS**

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate St
Columbia, SC 29201
(803) 734-1890

RE: *Amanda Griffith v. ISL Development, LLC and Steven P. Stewart*
Appeal of Steven Stewart
Appellate Case No.: 2019-000738
Our File No: 2016-1248

Dear Ms. Kitchings:

This letter is to follow up my e-mail to the Court on Friday, September 6, 2019.

This is to request an additional extension of time within which to file Appellant's Initial Brief in the above case, because of the exigent circumstances presented by Hurricane Dorian. As explained in my attached e-mail, the combined results of the Labor Day holiday and the Governor's mandatory evacuation closed my law office for the full week of September 2nd – September 6th, 2019. Whereas I have drafted a substantial portion of the Brief, I was unable to complete my drafting because of the interruptions presented by the storm.

I request an additional thirty days. Whereas that much time may not be required for this Brief alone, my overall law practice schedule has been significantly impacted because of the storm's interruption.

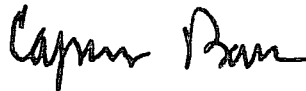
Please also note from the email chain that opposing counsel does not oppose this request.

I am enclosing my check in the sum of \$50.00 as the required filing fee for this request. Please advise me of the Court's disposition of this request at your first convenience.

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
September 9, 2019
Page Two

With kind regards,

Sincerely yours,

A handwritten signature in black ink that reads "Capers Barr". The signature is written in a cursive, slightly stylized font.

Capers G. Barr, III

CGBIII/shg

Enclosure as stated

cc: Elizabeth Carter, Court of Appeals
Mr. Steven Stewart
R. Patrick Flynn, Esq.

Capers Barr III

From: Patrick Flynn <pflynn@popeflynn.com>
Sent: Friday, September 06, 2019 11:34 AM
To: Capers Barr III; ecarter@sccourts.org
Cc: jkitchings@sccourts.org; Sherry Glover
Subject: RE: Griffith vs. ISL Development and Stewart: Appellate Case No. 000738

Ms. Carter – I just got back into town and just received Capers’ message regarding his request for an extension, and I have no objection to anything he needs in this regard.

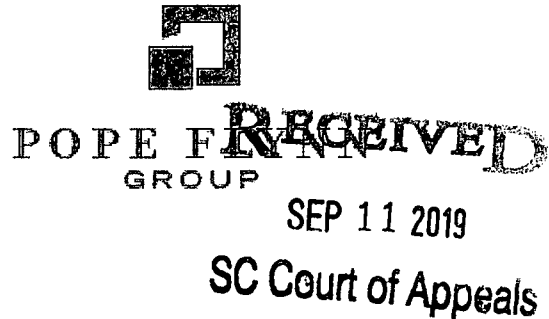
Capers – I am glad that you are safe and secure. Fortunately, I do not have any damages to my office either! I will talk with you next week.

Thanks and best regards -----Pat (cell 843-834-3426)

R. Patrick Flynn
MEMBER

DIRECT: (843) 790-9570
CELL: (843) 834-3426
FAX: (803) 354-4899

popeflynn.com | vCard



170 Meeting Street
Suite 510
Charleston, SC 29401

CONFIDENTIAL COMMUNICATION: The information contained in this message may contain legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or duplication of this transmission is strictly prohibited. If you have received this communication in error, please notify us by telephone or email immediately and return the original message to us or destroy all printed and electronic copies. Nothing in this transmission is intended to be an electronic signature nor to constitute an agreement of any kind under applicable law unless otherwise expressly indicated. Intentional interception or dissemination of electronic mail not belonging to you may violate federal or state law.

From: Capers Barr III <cgb@barrungermcintosh.com>
Sent: Friday, September 6, 2019 11:17 AM
To: ecarter@sccourts.org
Cc: jkitchings@sccourts.org; Patrick Flynn <pflynn@popeflynn.com>; Sherry Glover <sglover@barrungermcintosh.com>
Subject: RE: Griffith vs. ISL Development and Stewart: Appellate Case No. 000738

Dear Ms. Carter:

This is to follow up our telephone conversations of this morning with you. I had spoken earlier with Jason in the office of the Supreme Court Clerk of Court, and I understand that Jason has spoken with Ms Kitchings about this issue.

I represent the Appellant Steve Stewart in the case of Griffith vs. ISL Development and Stewart, App. Case No. 000738. We have been granted one extension to file our initial brief, which is due on Monday, Sept. 9, 2019.

This is to request an additional thirty day extension because of the exigent circumstances presented by Hurricane Dorian. As you know, the Governor ordered an evacuation of coastal counties, including Charleston, effective on Labor Day, Monday September 2d. We were obligated to honor the Governor's order by releasing our support staff in our law office. The result is that we have been closed for a week as of today. Fortunately my office was not damaged and my computer /word processor/internet capacities were restored as of this morning. However, because of the circumstances presented by the storm I have been incapable of completing Appellant's initial brief; and neither do I have the staff to make this request of the Court in a more formal manner. I will send a formal request on Monday September 9th, with the required filing fee.

I have attempted to contact my friend and colleague, opposing counsel Pat Flynn about this request, but have been unable to reach him.

Thank you for your consideration, and with kind regards to all,

Capers Barr

Capers G. Barr, III
Barr, Unger & McIntosh, L. L. C
11 Broad Street
P. O. Box 1037
Charleston, South Carolina 29402-1037
(843) 577-5083
(843) 377-1226 (direct)
(843) 723-9039 (fax)
cgb@barrungermcintosh.com
www.barrungermcintosh.com

CHECK

DATE	DESCRIPTION	INVOICE #	AMOUNT	DEDUCTION	NET AMOUNT
09/09/19	S.C. Court of Appeals 2016-1248	2016-1248	25.00		25.00

CHECK DATE	CONTROL NUMBER	TOTALS	Gross:	Ded:	Net:
09/09/19	14296		25.00	0.00	25.00

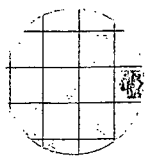
DOCUMENT INCLUDES VISIBLE FIBERS, CHEMICAL REACTIVE PROPERTIES AND FEATURES, A FOIL HOLOGRAM

14298

BARR, UNGER and McINTOSH, L.L.C.
ATTORNEYS AT LAW

P.O. BOX 1037
CHARLESTON, SC 29402

806 OYSTER PARK
EDISTO ISLAND, SC 29438



The Bank of South Carolina

67-187/532

DATE
09/09/19

CHECK

AMOUNT
*****\$25.00

PAY *** TWENTY-FIVE & 00/100 DOLLARS

S.C. Court of Appeals

TO THE
ORDER
OF

BARR, UNGER and McINTOSH, L.L.C., Attorneys at Law
GENERAL ACCOUNT

Caprice B...

AUTHORIZED SIGNATURE



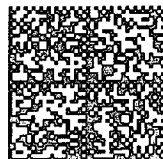
TRUE WATERMARK PAPER SHOWS TO LIGHT TO VIEW / HEAT SENSITIVE RED INKAGE DISAPPEARS WITH HEAT

**BARR, UNGER
& MCINTOSH**
ATTORNEYS AT LAW

11 Broad Street P.O. Box 1037
Charleston, SC 29402-1037

CHARLESTON
SC 294
09 SEP 19
PM 3 L

FIRST-CLASS



02 1P \$ 000.50
0001215558 SEP 09 2019
MAILED FROM ZIP CODE 29401

RECEIVED

SEP 11 2019

SC Court of Appeals

Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate St
Columbia, SC 29201

29201-376999

