

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM THE ADMINISTRATIVE LAW COURT

H.W. Funderburk, Jr., Administrative Law Judge

RECEIVED

Case No. 17-ALJ-17-0060-CC
Appellate Case No. 2019-001933

FEB 14 2020

SC Court of Appeals

McEntire Produce, Inc.

Respondent,

v.

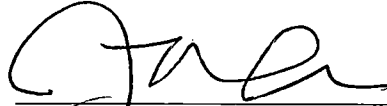
South Carolina Department of Revenue

Appellant.

**MOTION FOR EXTENSION TO FILE
RESPONDENT'S INITIAL BRIEF
AND DESIGNATION OF MATTER**

Respondent McEntire Produce, Inc., with the consent of Appellant, moves for a thirty (30) day extension in which to file its Initial Brief and Designation of Matter to be Included in the Record on Appeal. This is Respondent's first request for an extension and is based on good cause and not intended for purposes of delay, nor will the requested extension prejudice the rights of any party. By the undersigned's calculations, the extension, if granted, would extend the deadline for filing Respondent's Initial Brief and Designation of Matter to March 23, 2020.

Respectfully submitted,



Burnet R. Maybank, III
James Rourke
Nexsen Pruet, LLC
1230 Main Street, Suite 700
Columbia, South Carolina 29201
(803) 771-8900

Attorneys for Respondent
McEntire Produce, Inc.

February 14, 2020

Other Counsel of Record:

Elizabeth W. Shields, Esquire
South Carolina Department of Revenue
P.O. Box 12265
Columbia, SC 29211

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Case No. 17-ALJ-17-0060-CC
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McEntire Produce, Inc.

Respondent,

v.

South Carolina Department of Revenue

Appellant.

PROOF OF SERVICE

This is to certify that the foregoing Respondent's Motion for Extension to File Respondent's Initial Brief and Designation of Matter was sent via US Mail addressed as follows this 14th day of February, 2020:

Elizabeth W. Shields, Esquire
SC Department of Revenue
PO Box 12265
Columbia, SC 29211-9979

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SC Court of Appeals



Melinda White

Jim Rourke, J.D., LL.M (Tax)
Member

February 14, 2020

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SC Court of Appeals

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

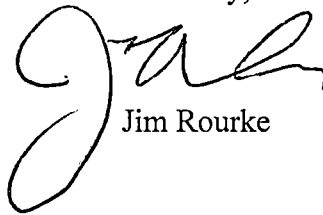
Re: McEntire Produce, Inc. v. South Carolina Department of Revenue
Appellate Case No. 2019-001933
ALC Docket No. 17-ALJ-17-0060-CC

Dear Ms. Kitchings:

Enclosed please find an original and six (6) copies of the Respondent's Motion for Extension to File Respondent's Initial Brief and Designation of Matter, along with the \$25.00 filing fee for the above-referenced case. Please return a clocked copy to our courier. By copy of this letter, we are also serving Appellant's counsel.

Thank you for your attention to this matter.

Sincerely,



Jim Rourke

JR/mw

Enclosure

cc: Elizabeth W. Shields, Esq.

- Charleston
- Charlotte
- Columbia**
- Greensboro
- Greenville
- Hilton Head
- Myrtle Beach
- Raleigh