

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

The Hon. Robert E. Hood, Circuit Court Judge

Case No. 2019-001966

Steeple Two Notch Ltd., and
Hamilton Management
Services Company, Inc.

v.

Appellant,

RECEIVED

Marsh Waterproofing, Inc.,

Respondent.

FEB 28 2020

SC Court of Appeals

APPELLANT'S MOTION FOR PERMISSION TO FILE LATE

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF
APPEALS:

COME NOW Appellant, Steeple Two Notch Ltd., and Hamilton Management Services Company, Inc., (hereinafter "Appellant"), by and through their undersigned counsel, pursuant to Rules 207 and 263(b), SCACR, move for leave to file their Motion for Permission to File Late to be Included in the Record On Appeal (which is being conditionally filed/served contemporaneously herewith) out of time.

1. By phone call from this Court dated January 27, 2020, counsel for Appellant was advised that the request for transcript was not filed with the Court of Appeals.

2. The undersigned inadvertently overlooked this step in the filing process.

3. With apologies to the Court and opposing counsel for such inadvertence, the undersigned asks that Appellant's Motion be accepted for filing/service out of time.

4. The undersigned humbly submits that there is good cause to grant the requested relief given that the request has been submitted and met and a copy of the transcript request should be included in the Record on Appeal.

WHEREFORE, Appellant moves this Honorable Court to grant him leave to file/serve his Motion for Permission to File Late to be Included in the Record on Appeal out of time and ask that the Court accept as duly filed/served the Motion conditionally filed/served contemporaneously herewith.

Respectfully submitted,

A handwritten signature in black ink, consisting of several overlapping loops and curves, positioned above a horizontal line.

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v. Appellant,

Marsh Waterproofing, Inc.,

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PROOF OF SERVICE

I, C. Clay Olson, on behalf of Appellant, hereby certify that a copy of the *Appellant's Motion for Permission to File Late* was sent to all counsel of record on February 21, 2020, via United States Mail, postage pre-paid and addressed as follows:

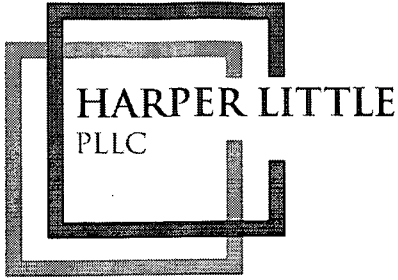
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alacour@clawsonandstaubes.com
Attorney for Respondent

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C. Clay Olson

Charleston, South Carolina
February 21, 2020



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James D. Harper*
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February 21, 2020

Jenny Abbott Kitchings
Clerk of Court
1220 Senate Street
Columbia, South Carolina 29201

**RE: Marsh Waterproofing, Inc. v. Steeple Two Notch, LTD., et al.
South Carolina Court of Appeals Case No. 2019-001966**

Dear Ms. Kitchings,

Enclosed you will find our *Appellant's Motion for Permission to File Late, Proof of Service* and a copy of correspondence and transcript request form regarding the above mentioned for filing.

Thank you for your attention to this matter. Should you have any questions or concerns, please contact our office.

Sincerely,

A handwritten signature in black ink, appearing to be "C. Clay Olson", written over a large, hand-drawn oval scribble.

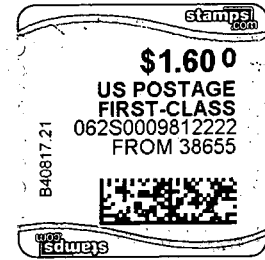
C. Clay Olson

CCO/md
Enclosures

cc: Albert A. Lacour, III

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