

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

**RECEIVED**

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

**Aug 18 2020**

**S.C. SUPREME COURT**

Perry H. Gravely, Circuit Court Judge

Civil Action No. 2017-CP-23-03372  
Appellate Case No. 2018-001393

Greenville Bistro, LLC, a South Carolina Limited Liability Company, d/b/a Buck's Racks & Ribs, and Frontage Road Associates, Inc., a South Carolina Corporation, .....Respondents,

vs.

Greenville County, a Political Subdivision of the State of South Carolina, and Will Lewis, in his Official Capacity as Sheriff of Greenville County, .....Appellants.

---

---

**MOTION FOR CONTINUANCE**

---

---

YOU WILL PLEASE TAKE NOTICE that the Respondents' attorney, Luke A. Burke, does hereby move this Court for a continuance, with the consent of the Appellants, of the oral arguments in this case scheduled for September 16, 2020, at 10:00 a.m. because co-counsel, Luke Lirot, Esquire, is necessary for oral arguments and was diagnosed with cancer in late July. Mr. Lirot had a significant procedure on August 10, 2020. He is still recovering and has had some post-procedure issues that are causing additional delay to his recovery. He will not be able to adequately prepare and argue before this Court on September 16, 2020. Therefore, the Respondents respectfully request a continuance from the September term of court. As evidenced by the signature of their attorney below, Appellants have graciously consented to this request.

*SIGNATURE PAGE TO FOLLOW*

Respectfully submitted,

BANNISTER, WYATT & STALVEY, LLC

s/Luke A. Burke

O. W. Bannister (SC Bar No. 506)  
Luke A. Burke (SC Bar No. 100033)  
401 Pettigru Street (29601)  
Post Office Box 10007 (29603)  
Greenville, South Carolina  
Phone: (864) 298-0084  
Fax: (864) 298-0146  
lburke@bannisterwyatt.com  
owbannister@bannisterwyatt.com

And for:

Luke Lirot, Esq.  
Florida Bar Number 714836  
LUKE CHARLES LIROT, P.A.  
2240 Belleair Road, Suite 190  
Clearwater, Florida 33764  
Telephone: (727) 536-2100  
Facsimile: (727) 536-2110  
luke2@lirotlaw.com  
ADMITTED *PRO HAC VICE*

*Attorneys for the Respondents*

We Consent:

DEVLIN & PARKINSON, P.A.

s/John R. Devlin, Jr.

John R. Devlin, Jr., S.C. Bar No. 1667  
P.O. Box 10387  
Greenville, SC 29603  
(864) 242-4050  
(864) 242-4277-Facsimile  
John.devlin@devlinparkinson.com

Scott D. Bergthold, Admitted Pro Hac Vice  
Law Office of Scott D. Bergthold, P.L.L.C.  
2290 Ogletree Ave., Suite 106  
Chattanooga, TN 37421  
(423) 899-3025 Phone  
sbergthold@sdblawnfirm.com

*Attorneys for Appellants*