

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Jan 13 2021

SC Court of Appeals

APPEAL FROM Horry COUNTY  
Court of Common Pleas

Benjamin H. Culbertson, Circuit Court Judge  
William A. McKinnon, Circuit Court Judge

Appellate Case No. 2020-000407

Douglas Kelsey ..... Plaintiff,

v.

House of Blues Myrtle Beach Restaurant Corporation;  
HOB Entertainment, Inc.; and Travis Scott Wagoner ..... Defendants.

AND

House of Blues Myrtle Beach Restaurant Corporation..... Third-Party Plaintiff,

v.

Throttlefest, LLC; American Outlaw Spirits Incorporated;  
Full Throttle, LLC; and Full Throttle Sloon Shine, LLC ..... Third-Party Defendants.

Of whom House of Blues Myrtle Beach Restaurant Corporation is the Appellant; and  
Throttlefest, LLC; American Outlaw Spirits Incorporated; Full Throttle, LLC; and Full  
Throttle Sloon Shine, LLC are the Respondents.

CONSENT MOTION FOR EXTENSION OF TIME  
TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER OF RESPONDENTS  
AMERICAN OUTLAW SPIRITS INCORPORATED;  
FULL THROTTLE, LLC; AND FULL THROTTLE SLOON SHINE, LLC

COME NOW Respondents American Outlaw Spirits Incorporated, Full Throttle, LLC,  
and Full Throttle Sloon Shine, LLC (“Respondents”), by and through their undersigned counsel,  
and hereby request a thirty-day extension of time to file Respondents’ Initial Brief and Designation

of Matter to be Included in the Record on Appeal (“Designation”), pursuant to Rule 240 of the South Carolina Rules of Appellate Procedure. As grounds for this Motion, Respondents’ counsel cites the interruption of the responsive period due to the holidays and his present workload. Appellant House of Blues Myrtle Beach Restaurant Corporation and Respondent Throttlefest, LLC consent to this request. This Motion is Respondents’ first request for an extension for their Initial Brief and Designation.

Respondents’ current deadline to file and serve their Initial Brief and Designation is January 20, 2021. With the requested extension, Respondents’ deadline to file and serve their Initial Brief and Designation will be February 19, 2021.

Respectfully submitted,

DUFFY & YOUNG, LLC

/s Brian C. Duffy

Brian C. Duffy (SC Bar #16247)

Patrick Wooten (SC Bar #77985)

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*Attorney for Respondents*

*American Outlaw Spirits Incorporated,*

*Full Throttle, LLC, and Full Throttle*

*Sloon Shine, LLC*

January 13, 2021

Charleston, South Carolina

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Throttle Sloon Shine, LLC are the Respondents.

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**PROOF OF SERVICE**

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I hereby certify that on the 13<sup>th</sup> day of January 2021, I have served the **CONSENT MOTION FOR EXTENSION TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER OF RESPONDENTS AMERICAN OUTLAW SPIRITS INCORPORATED; FULL THROTTLE, LLC; AND FULL THROTTLE SLOON SHINE, LLC** on Appellant and all other parties to their respective e-mail addresses pursuant to the Order of Supreme Court Appellate Case No. 2020-000447(g)(3).

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Amy L. Neuschafer, Esquire  
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*Counsel for Respondent Throttlefest, LLC*

Respectfully submitted,

DUFFY & YOUNG, LLC

/s Brian C. Duffy

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*Attorney for Respondents  
American Outlaw Spirits Incorporated,  
Full Throttle, LLC, and Full Throttle  
Sloon Shine, LLC*

January 13, 2021  
Charleston, South Carolina

# DUFFY & YOUNG LLC

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ATTORNEYS AT LAW

January 13, 2021

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**SC Court of Appeals**

*VIA EMAIL*

Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1220 Senate Street  
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[ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org)

RE: Douglas Kelsey v. House of Blues Myrtle Beach Restaurant Corporation; HOB Entertainment, Inc.; and Travis Scott Wagoner and House of Blues Myrtle Beach Restaurant Corporation v. Throttlefest, LLC; American Outlaw Spirits Incorporated; Full Throttle, LLC; and Full Throttle Sloon Shine, LLC  
Case No. 2017-CP-26-03008  
Appellate Case No. 2020-000407

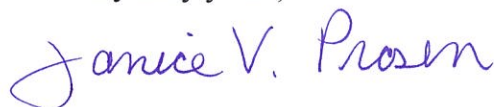
Dear Ms. Kitchings:

In accordance with Supreme Court Appellate Case No. 2020-000447(c)(6), attached please find for filing Respondents American Outlaw Spirits Incorporated, Full Throttle, LLC, and Full Throttle Sloon Shine, LLC's Consent Motion for Extension to File Initial Brief, along with the Proof of Service of same.

With the filing of the Consent Motion, Brian C. Duffy and Patrick Wooten enter their appearance on behalf of the Respondents referenced above.

Should you have any questions or concerns, please do not hesitate to contact me.

Very truly yours,



Janice V. Prosen  
*Paralegal*

/jvp

Attachments

cc (w/Attachments via email):

All Counsel of Record