

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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Mar 16 2021

SC Court of Appeals

APPEAL FROM BEAUFORT COUNTY
Master-in-Equity

Marvin H. Dukes, III

Case No. 2020-000687

Peter Michael Buonaiuto, Sr., individually, and on behalf of all others similarly situated, Appellant,

v.

The Town of Hilton Head Island, South Carolina,Respondent.

MOTION FOR EXTENSION OF TIME TO SERVE AND FILE OUT OF TIME
THE RECORD ON APPEAL

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Attorney for Appellant

Appellant hereby moves pursuant to Rule 240 and 263(b), SCACR, requesting the Court accept late service of this motion (and the record on appeal) and for a 22-day extension of the time from the date it was previously due in which to serve and file the record on appeal. The grounds for this motion are that there is good cause to grant the requested extension and leave to file this motion out of time, as the following shows:

1. The Record on Appeal was due for filing and service on February 22, 2021.
2. The current COVID-19 pandemic and its attendant disruption of the ordinary functioning of business has disrupted Appellant's counsel's schedule and ordinary pace of work, affecting several matters, including the completion of the record on appeal in this case.
3. Regrettably, amidst other deadlines before this tribunal, the undersigned failed to calendar this deadline so he could be reminded and then timely comply.
4. The record on appeal was due Monday, February 22, 2021. If the request is granted, the record on appeal will be due for service and filing on today, March 16, 2021.
5. This is the third extension Appellant has requested in this appeal.
6. Respondent was unresponsive when asked whether it could consent to this request for an extension.
7. The undersigned has served this document on opposing counsel by email to registered AIS email address on the date given below.

WHEREFORE Appellant prays for an order extending the time in which to serve and file the record on appeal by 22 days, to March 16, 2021.

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Respectfully submitted,

/s/ Taylor Smith
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March 16, 2021