

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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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 move the Court to grant them 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.

After two extensions, and after the Court ordered Appellant to file a consolidated Initial Brief, Appellant filed its consolidated Initial Brief on March 16, 2021. By Order entered on March 16, 2021, granting Respondents’ request to substitute counsel, the Respondents’ current deadline to file their Initial Brief and Designation is April 15, 2021. With the requested 30-day extension, Respondents’ deadline to file their Initial Brief and Designation will be **May 17, 2021**. This is Respondents’ first request for an extension of time to file its Initial Brief in response to Appellant’s consolidated Initial Brief.¹

As grounds for this Motion, Respondents’ counsel cites their present workload and the need for additional time to finalize their Initial Brief and Designation. Appellant House of Blues Myrtle Beach Restaurant Corporation and Respondent Throttlefest, LLC consent to this request.

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

April 7, 2021

Charleston, South Carolina

¹ After Appellant filed separate Initial Briefs, but before this Court issued its Order requiring Appellant to file a consolidated Initial Brief, Respondents requested an extension to file their Initial Brief. This request, however, was rendered moot by this Court’s Order requiring Appellant to file a consolidated Initial Brief.