

April 3, 2013

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VIA HAND-DELIVERY

Honorable Daniel E. Shearouse
Clerk of Court
The Supreme Court of South Carolina
Post Office Box 11330
Columbia, South Carolina 29211

S.C. Supreme Court

Re: *Retha Pierce v. Atlantic Beach May 22, 2012 Election*
Appellate Case No. 2012-212914
Lower Court or Tribunal No. 2012-CP-26-04404

Dear Mr. Shearouse:

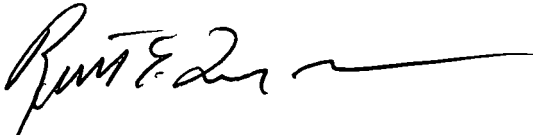
Bess J. DuRant and I represent the Respondent Horry County Election Commission in the above-referenced appeal. We oppose the extension Appellant Retha Pierce seeks in her letter dated March 27, 2013. The alleged reasons supporting the Appellant's request lack merit and therefore, we urge the Court to deny the extension.

The Appellant seeks an open-ended extension. As the Court is fully aware, the Appellant has acknowledged she received the Circuit Court transcript on January 12, 2013. When her response became due, she sought an extension. The Court graciously granted her an extension until March 29, 2013, over six (6) weeks after the initial response date. Appellant's request lists reasons that generally are not accepted reasons for continuance – her own legal misfortunes; her former attorney's disbarment; and legal matters involving the Town of Atlantic Beach. These reasons do not support an extension.

As the Court is fully aware, this appeal concerns a May 22, 2012 election for Mayor of Atlantic Beach, South Carolina of which Appellant Pierce received five (5) votes. The citizens of the town have spoken loudly about who they want as their Mayor and unwarranted delays sought by Appellant Pierce further delay the citizens' Mayoral choice.

For these reasons, the Respondent requests the Court deny Appellant's Motion and either dismiss the appeal per Rules 208(a)(4) and 260(a), SCACR, or order Appellant to file her Initial Brief immediately.

Sincerely,



Robert E. Tyson, Jr. (SC Bar No. 10820)

RETjr:

cc: Retha Pierce
J. C. Nicholson, II, Esquire
Sanford C. Graves, Esquire
Bess J. DuRant, Esquire (via email)

THE STATE OF SOUTH CAROLINA
In the Supreme Court

APPEAL FROM HORRY COUNTY

Court of Common Pleas

Larry B. Hyman, Jr., Circuit Court Judge

Case No. 2012-CP-26-4404

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S.C. Supreme Court

Retha Pierce,Appellant,

v.

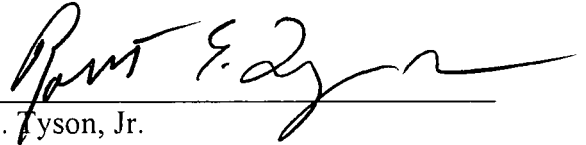
Atlantic Beach May 22, 2012 Election,
Horry County Election Commission,
South Carolina State Election Commission,
Jake Evans, Josephine Isom, and Charlene Taylor, Respondents.

PROOF OF SERVICE

I, the undersigned of Sowell Gray Stepp & Laffitte, LLC, attorneys for the Respondent, Horry County Election Commission, certify that I have served a copy of Respondent's Objection to Motion for Extension upon all parties to the appeal by depositing a copy in the United States Mail, postage prepaid, on April 3, 2013, addressed as follows:

Retha Pierce
412 32nd Avenue South
Atlantic Beach, SC 29582
Pro Se Appellant

J. C. Nicholson III
Assistant Attorney General
Office of the Attorney General
State of South Carolina
P.O. Box 11549
Columbia, South Carolina 29211
Counsel for the Responent South Carolina Election Commission



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SC Bar No. 10820
Bess J. DuRant
SC Bar No. 77920
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**Attorneys for Horry County Election
Commission**

April 3, 2013