

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

67909

APPEAL FROM CHARLESTON COUNTY
Court of Common Pleas

RECORDED

Mikell R. Scarborough, Master-in-Equity

APR 04 2013

SC COURT OF APPEALS

Case No.: 2005-CP-10-4101

The Milton P. Demetre Family Limited PartnershipAppellant,

v.

Harry Beckmann, III, Patricia P. Beckmann, Annie Ruth Hilton Crowley,
Raymond Moody Crowley, Donald William Crowley, Harris L. Crowley, Jr.,
and Annie Ruth Crowley AtkinsonRespondents.

**APPELLANT'S MOTION FOR EXTENSION OF TIME
TO SERVE AND FILE INITIAL REPLY BRIEF**

COMES NOW Appellant and respectfully moves this honorable Court for an extension of time to file and serve the Initial Reply Brief of Appellant until April 29, 2013.

On December 14, 2012, Respondents filed their Initial Brief of Respondents and a Motion to Dismiss Appeal. On December 21, 2012, Appellant moved for a thirty (30) day extension of time to file and serve Appellant's Return to Respondents' Motion to Dismiss Appeal and Appellant's Initial Reply Brief.

By Order dated January 17, 2013, the time for serving and filing Appellant's Return to Respondent's Motion to Dismiss Appeal was extended to January 25, 2013. At that time, the

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Court took no action on Appellant's extension request to serve and file the Initial Reply Brief of Appellant since the appeal was being held in abeyance pending resolution of Respondents' Motion to Dismiss Appeal.

By Order dated March 28, 2013, Respondents' Motion to Dismiss Appeal was denied. By Order dated April 1, 2013, the time for serving and filing Appellant's Initial Reply Brief was extended to April 8, 2013.

Due to Appellant's below-signed counsel's pre-existing vacation plans the week of April 1, 2013, and to provide an adequate opportunity for Appellant's counsel to consult with Appellant and draft Appellant's Initial Reply Brief, Appellant respectfully requests an extension of thirty (30) days from the March 28, 2013 denial of Respondents' Motion to Dismiss Appeal for Appellant to serve and file Appellant's Initial Reply Brief.

WHEREFORE, Appellant respectfully moves an extension to file and serve the Initial Reply Brief of Appellant until April 29, 2013.

April 3, 2013

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and Annie Ruth Crowley AtkinsonRespondents.

PROOF OF SERVICE

I hereby certify that I served the Appellant's Motion for an Extension of Time to File the Initial Reply Brief of Appellant on Harry Beckmann, III, Patricia P. Beckmann, Annie Ruth Hilton Crowley, Raymond Moody Crowley, Donald William Crowley, Harris L. Crowley, Jr., and Annie Ruth Crowley Atkinson by depositing a copy of it in the United States Mail, postage prepaid, on April 3, 2013, addressed to their attorneys of record, Jefferson D. Griffith, III, Esquire, and Richard L. Whitt, Esquire, Austin & Rogers, P.A., Post Office Box 11716, Columbia, South Carolina, 29211.

April 3, 2013

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April 3, 2013

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

RECEIVED

APR 04 2013

SC Court of Appeals

Re: The Milton P. Demetre Family Limited Partnership vs.
Harry Beckmann, III, et al
Appellate Case No. 2012-212136

Dear Ms. Kitchings:

Enclosed please find:

- The original and seven (7) copies of Appellant's Motion for Extension of Time to Serve and File Initial Reply Brief;
- The original and one copy of the Proof of Service; and
- a \$25 motion fee check.

Please return stamped copies in the envelope provided.

Best wishes.

Very truly yours,

Cain Denny

Cain Denny

c.c. Jefferson D. Griffith, III, Esquire (with enclosures)
Richard L. Whitt, Esquire (with enclosures)
John Hughes Cooper, Esquire (with enclosures)
Mr. Milton P. Demetre (with enclosures)