

68264

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM HORRY COUNTY

Court of Common Pleas

Honorable William Jeffrey Young, Presiding Judge

RECEIVED

MAY 02 2013

SC Court of Appeals

Case No. 2010-CP-26- 05964

Appellate Case No. 2013-000195

William H. Bailey, Jr. .... *Appellant,*

v.

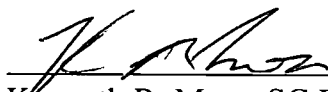
City of North Myrtle Beach,  
a South Carolina Municipal Corporation ..... *Respondent.*

**NOTICE OF PETITION AND PETITION FOR AN  
AN EXTENSION OF TIME FOR APPELLANT  
TO FILE HIS INITIAL REPLY BRIEF**

The Appellant hereby requests an extension of ten (10) days to file his Initial Reply Brief. Currently, the Appellant's Initial Reply Brief will be due on May 20, 2013, and if this Petition is granted, the Appellant's Initial Reply Brief will be due on May 30, 2013. The Appellant submits that this Petition for Extension is not intended for purposes of delay. Further, counsel for Appellant has communicated regarding this matter with the counsel for Respondent, and Respondent's counsel has no objection to said extension.

Respectfully submitted,

**WRIGHT, WORLEY, POPE, EKSTER  
& MOSS, PLLC**



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Kenneth R. Moss, SC Bar # 15520

1180 Highway 17 North, Suite 2

P.O. Box 250

Little River, SC 29566

Tel: (843) 281-9901

*Attorneys for Appellant*

Little River, South Carolina

April 30, 2013

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**PROOF OF SERVICE**

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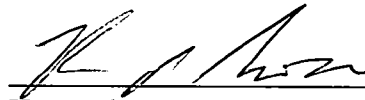
I certify that I have served a copy of the **Appellant's Notice of Petition and Petition for Extension of Time to File His Initial Reply Brief** in the above-captioned appeal on the following individuals by United States Mail, with sufficient first-class postage affixed, addressed as follows:

Dewood L. Aydlette, III, Esq.  
Christopher W. Johnson, Esq.  
Gignilliat, Savitz & Bettis, LLP  
900 Elmwood Avenue, Suite 100  
Columbia, SC 29201  
*Attorneys for Respondent*

\*\*\* signature page follows \*\*\*

Respectfully submitted,

**WRIGHT, WORLEY, POPE, EKSTER  
& MOSS, PLLC**



---

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*Attorneys for Appellant*

Little River, South Carolina

April 30, 2013

68264

# WRIGHT, WORLEY, POPE, EKSTER & MOSS, PLLC

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MICHAEL T. SMITH++  
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MELANIE C. NICHOLSON \*\*\*  
KELLY SANSONE-GALLEY\*\*\*  
D.F. McGOUGAN, JR.  
(1921 - 1994)

OTHER OFFICES  
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\*licensed only in NC

\*\*licensed in NC, DC & SC

\*\*DRC-Certified Family Financial Mediator

\*\*licensed in SC & DC and Admitted to the U.S. Supreme Court

\*\*\*licensed only in SC, Certified Family Court Mediator, Guardian *ad Litem*

April 30, 2013

**RECEIVED**

MAY 02 2013

**SC Court of Appeals**

**VIA U.S. CERTIFIED MAIL #7013 0600 0000 0368 1067;  
RETURN RECEIPT REQUESTED**

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

Re: William H. Bailey, Jr., *Appellant*, vs. City of North Myrtle Beach, a  
South Carolina Municipal Corporation, *Respondent*  
Civil Action No. 2010-CP-26-05964  
**Appellate Case No. 2013-000195**  
Our file no. SC-3922.007

Dear Ms. Kitchings:

Please find enclosed for filing one (1) unbound original and six (6) copies of Appellant's Notice of Petition and Petition for Extension of Time to File Its Initial Reply Brief in the above referenced matter.


The filing fee in the amount of \$25.00 is also enclosed. Should this Petition be granted, it is my understanding that Appellant would be required to file and serve his

Honorable Jenny Abbott Kitchings  
April 30, 2013  
Page 2

Initial Reply Brief not later than May 30, 2013. Please let me know immediately if my calculation is incorrect.

I have included one (1) additional copy of the Petition and Proof of Service and would appreciate you returning clocked copies of same in the enclosed self-addressed, stamped envelope I have provided for your convenience.

Sincerely,

  
Kenneth R. Moss

KRM/rb  
Enclosures as stated  
cc: Derwood L. Aydlette, III, Esq.  
Christopher W. Johnson, Esq.  
Client