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May 22 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM MARLBORO COUNTY
Roger E. Henderson, Circuit Court Judge

Appellate Case No. 2022-001791
Case No. 2021-CP-34-0150

RS&A Piping & Fabrication, Inc. a/k/a R. S. & A Piping, Inc.,..... Appellant,

v.

Ronald D. Kirby, Dylan T. Kirby, Treasurer For Marlboro County, and
Danny T. Williams,..... Respondents.

**MOTION FOR EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT
TREASURER FOR MARLBORO COUNTY**

The Respondent Treasurer for Marlboro County respectfully moves this Court for an additional fifteen day extension of time until June 8, 2023, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Respondent Treasurer for Marlboro County’s motion is based on the following grounds:

1. The Respondent Treasurer for Marlboro County’s Initial Brief is currently due to be filed and served on May 24, 2023.

2. The undersigned counsel requires additional time to complete the Initial Brief of Respondent Treasurer for Marlboro County due to other commitments and deadlines including other briefs due in the past two weeks, four appellate oral arguments between May 1-17, 2023, and a likely trial in a wrongful death case during the week of May 22, 2023 in the Aiken County Court of Common Pleas.

3. The undersigned has consulted with counsel for the Appellant who has consented to the requested extension by email (copy attached).

WHEREFORE, the Respondent Treasurer for Marlboro County respectfully requests that it be allowed until June 8, 2023, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

LINDEMANN LAW FIRM, P.A.

BY: s/ Andrew F. Lindemann
ANDREW F. LINDEMANN #13030
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
(803) 881-8920

*Counsel for Respondent
Treasurer for Marlboro County*

May 22, 2023

From: [Leonard Jordan](#)
To: [Andrew Lindemann](#)
Cc: [Josey, J. Rene](#); [Jennifer Baker](#)
Subject: RE: RS&A Piping & Fabrication Appeal
Date: Monday, May 22, 2023 3:22:35 PM

I consent to a 15-day extension.

Leonard

Leonard R. Jordan, Jr.
JORDAN LAW FIRM
211 Veterans Road, Suite D
Columbia, South Carolina 29209
(803) 255-0650 Direct
(803) 726-1950 Office
(803) 726-1951 Fax
ljordan@ljordanlaw.com

From: Andrew Lindemann <Andrew@ldlawsc.com>
Sent: Monday, May 22, 2023 2:46 PM
To: Leonard Jordan <ljordan@ljordanlaw.com>
Cc: Josey, J. Rene <JJosey@TurnerPadget.com>; Jennifer Baker <Jennifer@ldlawsc.com>
Subject: RS&A Piping & Fabrication Appeal
Importance: High

Leonard:

I have a favor to ask. My Respondent's Brief for the Respondent Treasurer For Marlboro County is due on Wednesday. I need to ask the Court for an additional 15 day extension. I am currently #2 for trial this week in Aiken County. I have spent the past several days in trial preparation and may very well be in trial by tomorrow or Wednesday. Would you kindly consent to the 15 day extension. I would like to get a motion filed still today if possible.

Thank you for the courtesy.

Andrew

Andrew F. Lindemann
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Email: andrew@ldlawsc.com

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v.

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Danny T. Williams,..... Respondents.

CERTIFICATE OF SERVICE

Pursuant to Section (d)(1) of the Supreme Court’s Order Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules (As Amended May 6, 2022), the undersigned employee of Lindemann Law Firm, P.A., counsel for the Respondent Treasurer For Marlboro County, does hereby certify that service of the **Motion for Extension of Time to File Initial Brief of Respondent Treasurer for Marlboro County** in the above-captioned matter was made upon all counsel of record by email only this the 22nd day of May 2023 as follows:

Leonard R. Jordan, Jr., Esquire
Jordan Law Firm
Email: ljordan@ljordanlaw.com

Allison Truitt Burch, Esquire
Spencer Law Firm
Email: lawfirmspencerab@gmail.com

s/ Andrew F. Lindemann



Telephone (803) 881-8920
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5 Calendar Court, Suite 202 (29206)
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ANDREW F. LINDEMANN*
Direct Dial: (803) 881-8921
Email: andrew@ldlawsc.com

*Also Admitted in North Carolina

May 22, 2023

RECEIVED
May 22 2023
SC Court of Appeals

Via Email Only

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Email: ctappfilings@sccourts.org

RE: RS&A Piping & Fabrication, Inc. a/k/a R. S. & A Piping, Inc. v. Ronald D. Kirby, Dylan T. Kirby, Treasurer For Marlboro County, and Danny T. Williams
SCCA Case Number: 2022-001791
Civil Action Number: 2021-CP-34-0150
Our File Number: 79.20659

Dear Ms. Kitchings:

Pursuant to Section (b)(2) of the Supreme Court's Order RE: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, please find enclosed for filing the **Motion for Extension of Time to File Initial Brief of Respondent Treasurer for Marlboro County** in the above referenced matter. In accordance with Section (d)(1) of this same Order, I am hereby serving a copy on all counsel of record by email only. The \$50.00 filing fee will be sent to the Court via U.S. Mail.

If you have any questions, please advise.

Sincerely,

LINDEMANN LAW FIRM, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosure

cc: Leonard R. Jordan, Jr. (w/ Enclosure, Via Email Only)
Allison Truitt Burch, Esquire (w/ Enclosure, Via Email Only)