

RECEIVED

Jun 14 2023

SC Court of Appeals

armicheTHE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Richland County

Clifton Newman, Circuit Court Judge

THE STATE OF SOUTH CAROLINA,

RESPONDENT,

V.

CHARLES JASON CARMICHAEL,

APPELLANT

Appellate Case No. 2022-001717

MOTION FOR EXTENSION OF TIME TO
SERVE AND FILE THE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER

Counsel for Charles Jason Carmichael respectfully requests a third thirty (30) day extension in which to serve and file the Initial Brief of Appellant and Designation of Matter in this case. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. In support of this request, counsel shows:

1. The Initial Brief of Appellant and Designation of Matter in this case are due to be served and filed today.

2. In the past month the undersigned counsel has completed several settlement agreements; protective orders; worked on discovery matters and document production and completed extensive litigation research for active client files. Undersigned counsel additionally appeared for and attended two multi-day depositions in relation to the South Carolina asbestos

docket. Further, undersigned counsel has worked on several motions for summary judgment and mediation memoranda while working to complete the Brief in this matter.

3. The undersigned counsel submits this extension request is supported by good cause and is not intended for purposes of delay. The undersigned counsel is currently working on the brief in this case and intends to have it finished in a timely manner; however, undersigned counsel has not yet been able to finish the brief due to a heavy workload. Accordingly, to ensure the brief is properly researched and prepared, I would therefore request an additional extension of time within with to serve and filed the brief.

4. On June 14, 2023, opposing counsel, the Attorney General's Office, graciously consented to this extension request.

WHEREFORE, for good cause shown, counsel respectfully requests a thirty (30) day extension. Counsel respectfully requests that the time limits for serving and filing the Initial Brief of Appellant and Designation of Matter be held in abeyance pending a ruling on this motion.

(Signature Page Follows)

Respectfully Submitted,

By: s/ Yasmeen Ebbini Klein

Yasmeen Ebbini Klein

South Carolina Bar 104681

E-Mail: yasmeen.klein@nelsonmullins.com

1320 Main Street / 17th Floor

Post Office Box 11070 (29211-1070)

Columbia, SC 29201

(803) 799-2000

Attorney for Charles Jason Carmichael

I support the finding of good cause and believe the extension is warranted.

By: s/ A. Mattison Bogan

A. Mattison Bogan

South Carolina Bar 72629

E-Mail: matt.bogan@nelsonmullins.com

1320 Main Street / 17th Floor

Post Office Box 11070 (29211-1070)

Columbia, SC 29201

(803) 799-2000

Columbia, South Carolina

June 14, 2023

RECEIVED

Jun 14 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of General Sessions

The Honorable Clifton Newman, Circuit Court Judge

Appellate Case No. 2022-001717
Case No. 2021-GS-40-05204
2021-GS-40-05205
2022-GS-40-04327
2022-GS-40-04328

The State,

Respondents

v.

Charles Jason Carmichael

Appellant.

PROOF OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, counsel for Appellant Charles Jason Carmichael, hereby certify that I have served all counsel in this action with a copy of the pleading(s) specified below via electronic mail, pursuant to Supreme Court Order 2022-05-06-03, and a copy of the sent electronic mail is attached to this certificate:

Pleadings: Motion for Extension of Time to Serve and File the Initial Brief of Appellant and Designation of Matter

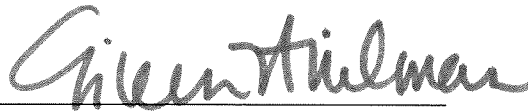
Counsel Served: Kathryn Cavanaugh, Esquire
Fifth Circuit Solicitor's Office
PO Box 192
Columbia, SC 29202-0192
cavanaugh.kathryn@richlandcountysc.gov

Alan McCrory Wilson, Esquire
Melody Jane Brown, Esquire
S.C. Attorney General's Office
PO Box 11549
Columbia, SC 29211-1549
agwilson@scag.gov
mbrown@scag.gov

Attorneys for Respondent The State

Robert Michael Dudek, Esquire
S.C. Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211
rdudek@sccid.sc.gov

Attorneys for Appellate Charles Jason Carmichael



Eileen Hindman
Administrative Assistant

Columbia, South Carolina

6/14, 2023

Eileen Hindman

From: Eileen Hindman
Sent: Wednesday, June 14, 2023 2:08 PM
To: cavanaugh.kathryn@richlandcountysc.gov; awilson@scag.gov; mbrown@scag.gov; rdudek@sccid.sc.gov; Yasmeen Klein
Subject: The State v. Charles Jason Carmichael - Case No. 2022-001717
Attachments: 2023.06.14 Motion for Extension (Carmichael).pdf; 2023.06.14 Proof of Service (Carmichael).pdf

Good afternoon,

Attached for service upon you in the above matter is Appellant's Motion for Extension and Proof of Service.

Thank you,



EILEEN HINDMAN SENIOR ADMINISTRATIVE ASSISTANT
eileen.hindman@nelsonmullins.com

MERIDIAN | 17TH FLOOR
1320 MAIN STREET | COLUMBIA, SC 29201
T 803.255.9204 F 803.256.7500
NELSONMULLINS.COM