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Jul 17 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM AIKEN COUNTY
Courtney Clyburn Pope, Circuit Court Judge

Appellate Case No. 2023-000009
Case No. 2017-CP-02-1413

Otis Owens, Respondent,

v.

Michael Hunt, in his Official Capacity as Sheriff
of Aiken County, Aiken County Sheriff’s Office,
Aiken County Detention Center, and Aiken County, Appellants.

**APPELLANTS' MOTION FOR EXTENSION
OF TIME TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER TO BE
INCLUDED IN RECORD ON APPEAL**

The Appellants respectfully move this Court for an additional seven-day extension of time until July 24, 2023, by which to file and serve its Initial Brief of Appellants and Designation of Matter to be Included in the Record on Appeal.

The Appellants’ motion is based on the following grounds:

1. The Appellants’ Initial Brief is currently due to be filed and served on July 17, 2023.
2. The undersigned counsel for the Appellants requires additional time to prepare the Initial Brief and Designation of Matter to be Included in Record on Appeal in part because of delays

resulting from family-related medical issues. In addition, the undersigned's office is migrating to a new document management system, and access to files has been unavailable from July 14-16, 2023 as this migration occurs. There were some technical issues and delays that were encountered that have further delayed and impacted full access to files.

3. Counsel for the Respondent has consented to the requested extension which is documented by an exchange of emails on July 16, 2023.

WHEREFORE, the Appellants request that the Court grant an extension until July 24, 2023, for the filing and service of the Initial Brief of Appellants and Appellants' Designation of Matter to be Included in the Record on Appeal.

LINDEMANN LAW FIRM, P.A.

BY: s/ Andrew F. Lindemann
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Counsel for Appellants

July 17, 2023

Andrew Lindemann

From: Josh Hawkins <josh@hjllcsc.com>
Sent: Sunday, July 16, 2023 12:36 PM
To: Andrew Lindemann; Ethan Jedziniak; Helena Jedziniak
Subject: Re: Owens v. Hunt Appeal

We consent and our thoughts are with your family.

Sincerely,



Joshua T. Hawkins

Partner • Hawkins & Jedziniak, LLC

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From: Andrew Lindemann <Andrew@ldlawsc.com>
Date: Sunday, July 16, 2023 at 12:34 PM
To: Josh Hawkins <josh@hjllcsc.com>, Ethan Jedziniak <ethan@hjllcsc.com>, Helena Jedziniak <Helena@hjllcsc.com>
Subject: Owens v. Hunt Appeal

Josh, Helena, and Ethan:

I have a favor to ask. The Appellants' initial brief in this appeal is due on Monday. I have had a family member in ICU this week that has caused some havoc on my schedule. He has stage 4 cancer and is doing very poorly and frankly may not make it through the next couple of days. Additionally, I have been without my case management files since Friday as we are changing from one provider to another, and this weekend was the scheduled change over. I had hoped to have access to the file again by today, but that is looking unlikely (at least to this point). Would you be agreeable to an additional 7-day extension for the brief? That would move the deadline to the 23rd. I would appreciate the courtesy. I'd like to get the motion filed today, if possible.

Obviously, I will return the favor for any extra time you need with your response brief.

Thanks.

Andrew

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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 Appellants, does hereby certify that service of the **Motion for Extension of Time to File Initial Brief and Designation of Matter to be Included in Record on Appeal** in the above-captioned matter was made upon all counsel of record by email only this the 17th day of July 2023, as follows:

Joshua T. Hawkins, Esquire
Hawkins & Jedziniak, LLC
Email: josh@hjllcsc.com

William H. Davidson, II, Esquire
Davidson & Wren, P.A.
Email: wdavdison@dml-law.com

s/ Andrew F. Lindemann
