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Sep 20 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA WORKERS' COMPENSATION COMMISSION

Case No. 2023-000187

Pamela Cartee, Claimant,

v.

SC Judicial Department, Employer, and State Accident
Fund, Carrier

In Re: Attorney's Fee Petition of Preston F. McDaniel, Esquire, and
John M. Milling, Esquire,

Appellants,

v.

South Carolina Workers' Compensation Commission,

Respondent.

**MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF
AND DESIGNATION OF MATTER**

On August 29, 2023, Respondent filed a Motion for Certification in the Supreme Court of South Carolina. Respondent also filed a Motion to Stay Appeal in this Court, seeking to hold briefing deadlines in abeyance pending the Supreme Court's ruling on the Motion for Certification. Because this Court has not yet ruled on the Motion to Stay, Respondent moved to extend the briefing deadline 30 days on August 30, 2023.¹ Appellants consented to that Motion for Extension. The Court has not ruled on that Motion for Extension.

¹ If that Motion for Extension is granted, Respondent's Initial Brief and Designation of Matter would be due October 2, 2023.

On September 5, 2023, the undersigned experienced a family medical emergency, which has led to the ongoing hospitalization of a family member.² The undersigned has been out of the office since that time. In light of that, the undersigned respectfully requests a 15-day extension to file Respondent's Initial Brief and Designation of Matter. The undersigned has consulted with Appellants, who have kindly consented to this request. If this Motion is granted, Respondent's Initial Brief and Designation of Matter would be due October 17, 2023.³

Respectfully Submitted,

s/ John L. Warren III
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September 20, 2023

² The undersigned can provide additional information about this medical emergency *in camera* if requested by the Court.

³ If the Court grants the Motion to Stay, no ruling on Respondent's Motions for Extension would be necessary.

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PROOF OF SERVICE


The undersigned employee of Law Office of Bill Nettles, attorney for Respondent South Carolina Workers' Compensation Commission, does hereby certify that service of the Motion for Extension of Time to File Initial Brief and Designation of Matter was made upon all counsel of record by electronic mail to:

- Preston F. McDaniel: preston@pfmcdlaw.com
- John M. Milling: johnmilling@bellsouth.net

By: 
John L. Warren

September 20, 2023



From: John Warren JW@billnettlelaw.com 
Subject: Cartee v. SCJD, No. 2023-000187 - Motion for Extension of Time
Date: September 20, 2023 at 7:54 PM
To: preston@pfmcdlaw.com, John Milling johnmilling@bellsouth.net
Cc: Greg Harris greg@harriggasserlaw.com

Preston,

As discussed earlier, I'm attaching a copy of a Motion for Extension of time that will be filed in the Court of Appeals this evening. Thank you again for consenting to the request.

Best,

John L. Warren III
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Columbia, SC 29201
(803) 814-2826

Second Motion
for Ext...me.pdf

[111 KB](#)