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Jun 23 2023
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable G.D. Morgan, Jr., Circuit Court Judge

James Dustin LucasAppellant,

v.

State Farm Mutual Automobile Insurance CompanyRespondent.

Appellate Case No.: 2023-000870

**AMENDED MOTION FOR AN EXTENSION OF TIME TO FILE APPELLANT'S
INITIAL BRIEF AND DESIGNATION OF MATTER**

The Appellant respectfully requests that this Court grant him an extension of time to file his Initial Brief and Designation of Matter. The Appellant filed his Notice of Appeal on May 26, 2023. The Appellant has ordered and received the transcript. The current deadline for the Appellant to file his Initial Brief is June 26, 2023. The undersigned is currently preparing for multiple trials in state and federal court. He also has several pending appeals with upcoming deadlines. While the undersigned is working diligently to prepare the Appellant's Initial Brief and Designation of Matter, he believes that the Appellant would benefit from additional time.

For the foregoing reasons, the Appellant respectfully requests a 30-day extension to complete and file his Initial Brief and Designation of Matter. This extension would set the deadline for July 26, 2023.

Respectfully submitted,

s/ Joshua T. Hawkins

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Attorneys for Appellant

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PROOF OF SERVICE

I certify that I filed the foregoing Appellant’s Correspondence to Clerk of Court and Amended Motion for an Extension of Time to File His Initial Brief and Designation of Matter with the South Carolina Court of Appeals, electronically via ctappfilings@sccourts.org, and by U.S. Mail, on June 23, 2023, addressed to 1220 Senate Street, Columbia, SC, and served a copy upon the Respondent’s attorney of record, Charles F. Norris, via electronic mail (charles@whelanmellan.com).

s/Joshua T. Hawkins
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June 23, 2023

--via U.S. Mail and electronic filing: ctappfilings@sccourts.org--

The Honorable Jenny Abbott Kitchings

Clerk of Court

South Carolina Court of Appeals

1220 Senate Street

Columbia, South Carolina 29201

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Jun 23 2023

SC Court of Appeals

Re: *James Dustin Lucas v. State Farm Mutual Automobile Insurance Company*
Appellate Case No.: 2023-000870

Dear Ms. Kitchings:

It has come to my attention while reviewing this file, that an error was made in my May 31, 2023, letter informing the Court of the status of the transcript, and all subsequent filings from that date.

Plaintiff filed this Notice of Appeal on May 26, 2023, and had previously requested the transcript of the proceedings. Therefore, the deadline to file Appellant's Initial Brief and Designation of Matter would have been 30 days from filing the Notice, or **June 26, 2023**. I mistakenly put July 26, 2023, in our filing. Appellant then filed a Motion for an Extension of Time to File his Initial Brief and Designation of Matter, again, stating that with a 30-day extension, the deadline would be changed from July 26, 2023, to August 26, 2023. The correct extended deadline, if granted, would be **July 26, 2023**.

I sincerely apologize for this oversight, and hope this letter corrects the issue. As of the date filing this correspondence, it does not appear the Court has yet granted or denied our Motion for Extension of Time; therefore, I have also enclosed with this filing, an amended Motion for an Extension of Time to reflect the correct deadlines. Please advise if this should require a filing fee, and we will promptly send it.

With this mailing, we are serving counsel for the respondent.

Again, my apologies to the Court for the issue and if it caused any inconvenience. Should the Court need anything further, please do not hesitate to contact our office.

Sincerely,



Monica Brody
Certified Paralegal
monica@hjlsc.com

Enclosures

CC via e-filing and electronic mail only:
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