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Feb 08 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Hon. William P. Keesley, Circuit Court Judge

Appellate Case No. 2022-001749

James John Todd Kincannon,

Appellant,

v.

Ashely Suzanne Griffith,

Respondent.

**APPELLANT'S MOTION FOR EXTENSION TO RESPOND TO
RESPONDENT'S MOTION TO COMPEL APPELLANT TO
AMEND RECORD ON APPEAL AND FOR OTHER RELIEF**

-AND-

APPELLANT'S MOTION FOR EXTENSION TO FILE FINAL BRIEFS

Other Counsel of Record:
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Appellant Pro Se

**APPELLANT'S MOTION FOR EXTENSION TO RESPOND TO
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Appellant respectfully moves for a ten day extension to respond to Respondent's Motion to Compel Appellant to Amend Record on Appeal and for other relief. Appellant's current deadline to respond is February 11, 2024, and Appellant requests the new deadline be set as February 21, 2024. Appellant intends to file a response in opposition to Respondent's motion due to the fact that the documents Respondent seeks to add to the Record on Appeal were not part of the record before the trial court and, therefore, are not properly part of the Record on Appeal.

Appellant also seeks an extension to file final briefs in the matter to ten days after the Court rules on Respondent's Motion to Compel Appellant to Amend Record on Appeal. Appellant has had no opportunity to work on finishing the final briefs in the matter since February 1, 2024 when Respondent filed the Motion to Compel Appellant to Amend Record on Appeal. Appellant has spent the entire time since then preparing a return to Respondent's motion. At the very least, Appellant requests the Court set the deadline for Appellant to file final briefs to ten days after Appellant has filed the return to Respondent's Motion to Compel Appellant to Amend Record on Appeal, which would be March 2, 2024. Appellant cannot finish the final briefs in this matter until all controversies relating to the Record on Appeal are resolved by the Court since the pagination of the Record on Appeal may change based on what the Court does with Respondent's motion.

The grounds for this motion are Appellant's psychiatric disabilities, which are documented extensively in prior filings. Appellant requests this relief on the basis of the Americans with

Disabilities Act and other applicable federal and state law, including but not limited to the due process clauses of the Fourteenth Amendment and the South Carolina Constitution.

Respectfully submitted,

February 8, 2024

s/James John Todd Kincannon

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CERTIFICATE OF SERVICE

The undersigned Appellant hereby certifies that he has, on the date below, properly served the foregoing on opposing counsel at the address submitted by opposing counsel to the Court for service in this case.

February 8, 2024

s/James John Todd Kincannon
James John Todd Kincannon
Appellant Pro Se