

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2010-CP-40-5214

09027

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SEP 03 2013

SC Court of Appeals

Demetrius Mack, ..... Respondent,

v.

Leon Lott, in his Official Capacity  
as Sheriff of Richland County, ..... Appellant.

**MOTION FOR EXTENSION TO  
FILE INITIAL REPLY BRIEF**

The Appellant Leon Lott respectfully moves this Court for an additional three day extension of time until September 6, 2013, by which to file and serve his Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal.

The Appellant's motion is based on the following grounds:

1. The Initial Reply Brief is currently due to be filed and served on September 3, 2013.

2. Counsel for the Appellant requires additional time to complete the preparation of the Initial Reply Brief because of another brief due at the Fourth Circuit Court of Appeals Brief on September 3, 2013.

3. Counsel for the Respondent has been consulted and has consented to the requested extension. (See attached email).

WHEREFORE, the Appellant respectfully requests that he be allowed until September 6, 2013, by which to file and serve his Initial Reply Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY: Andrew F. Lindemann/ROG  
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*Counsel for Appellant Leon Lott*

Columbia, South Carolina

September 3, 2013

## Andrew Lindemann

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**From:** Josh Kendrick <Josh@KendrickLeonard.com>  
**Sent:** Tuesday, September 03, 2013 10:20 AM  
**To:** Andrew Lindemann  
**Subject:** RE: Mack v. Lott appeal

Certainly. Good luck finishing the other brief.

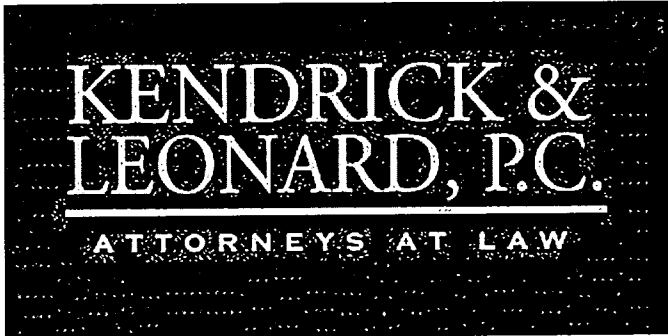
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**From:** Andrew Lindemann [<mailto:alindemann@DML-LAW.com>]  
**Sent:** Tuesday, September 3, 2013 10:17 AM  
**To:** Josh Kendrick  
**Subject:** Mack v. Lott appeal

Josh:

My reply brief is due in the Court of Appeals today. Unfortunately, I also have a brief due at the Fourth Circuit today that is taking me much longer than anticipated. I am planning to request an additional three days – through Friday – from the Court of Appeals to file the initial reply brief.

Would you kindly consent to the additional three day extension so I can report that to the Court?

Thanks.

Andrew

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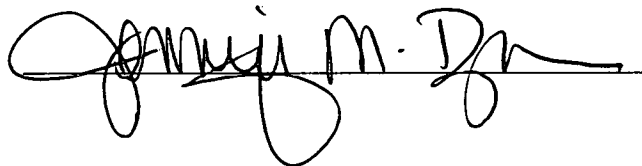
**CERTIFICATE OF SERVICE**

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The undersigned employee of Davidson & Lindemann, P.A., attorneys for the Appellant, does hereby certify that service of the **Motion for Extension to File Initial Reply Brief** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 3rd day of September 2013:

Neal M. Lourie, Esquire  
Lourie Law Firm, LLC  
Post Office Box 12089  
Columbia, South Carolina 29211

Joshua S. Kendrick, Esquire  
Kendrick & Leonard, P.C.  
Post Office Box 886  
Columbia, South Carolina 29202-0866

A handwritten signature in black ink, appearing to read "Joshua S. Kendrick", written over a horizontal line.