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Dec 17 2024

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM BEAUFORT COUNTY
Court of Common Pleas

Jocelyn Newman, Circuit Court Judge

Appellate Case No. 2024-000961

Ryan McAvoy, Appellant

v.

The Town of Hilton head Island, South Carolina, Respondent.

APPELLANT' MOTION TO FILE OUT OF TIME

NOW COMES the Appellant, by his undersigned counsel, and respectfully requests to file his Initial Reply Brief Out of Time by December 17, 2024.

The Initial Reply Brief of Appellant was due December 13, 2024, after the Court granted two extensions of time beyond the initial due date of November 23, 2024, for illness in counsel's family over the last month.

In November and December, the undersigned counsel (who has been the primary counsel for the initial briefs), cared for dependents who had an illness at different times and was herself struggling with the same illness for 2 to 3 weeks. Appellant's counsel was caring for her 7-year-old last week when Appellant's Initial Reply Brief was due and was struggling with the same illness herself and confused the deadline of Dec. 13 for Dec. 17. Appellant respectfully requests the Court's mercy and the opportunity to file Appellant's Initial Reply Brief Dec. 17, 2024.

We enclose a check for the \$50.00 filing fee. This is Appellant's first Motion to File out of Time.

/S/ Jennifer J. Miller
S.C. Bar No. 13116
819 East North Street
Greenville, South Carolina 29601
864-235-1269

Attorney for Appellant

THE CARPENTER LAW FIRM, PC

A handwritten signature in black ink, appearing to read "J. Carpenter", with a large, sweeping flourish at the end.

James G. Carpenter
Attorneys for Appellant Ryan McAvoy

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Certificate of Service

The undersigned attorney hereby certifies that he has served a copy of the foregoing Motion to File out of Time on counsel for Defendants and Intervenors by US Mail, postage prepaid on Tuesday, December 17, 2024 to the following persons:

Curtis L. Coltrane
S. C. Bar Number 1344
Post Office Box 6808
Hilton Head Island, SC 29938

/s/ James G. Carpenter
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