

RECEIVED

Jan 06 2025

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

APPEAL FROM GEORGETOWN COUNTY
COURT OF COMMON PLEAS
THE HONORABLE B. ALEX HYMAN
CIRCUIT COURT JUDGE

APPELLATE CASE NO. 2023-001454
CIVIL ACTION NO. 2020-CP-00356

Ron Christmas,

APPELLANT,

versus

County of Georgetown; City of Georgetown; and
South Carolina Department of Transportation,

RESPONDENTS.

MOTION TO FILE FINAL BRIEF OF RESPONDENT SCDOT OUT OF TIME

Respondent South Carolina Department of Transportation (“SCDOT”) moves this Court to allow the filing of its Final Brief of Respondent out of time. The Final Brief is submitted herewith.

Undersigned counsel, Carmen V. Ganjehsani, was inadvertently omitted from the e-mail serving the Record on Appeal and did not realize it had been served. Upon realizing it had been served, counsel for SCDOT miscalendared the due date for the final brief. Counsel for the SCDOT also had a heavy workload in December and was ill for

part of December. All counsel of record has consented to the filing of the SCDOT's Final Brief.

Accordingly, the Respondent, SCDOT, respectfully requests this Court to permit the late filing of its Final Brief of Respondent.

Respectfully submitted,

/s Carmen V. Ganjehsani
Carmen V. Ganjehsani (S.C. Bar No. 73515)
RICHARDSON, PLOWDEN & ROBINSON, PA
1900 Barnwell Street (29201)
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
cganjehsani@richardsonplowden.com

Lisa. A. Thomas (S.C. Bar No. 66458)
Patrick L. Huff (S.C. Bar No. 105781)
RICHARDSON, PLOWDEN & ROBINSON, PA
2103 Farlow Street
Myrtle Beach SC 29577
(843) 448-1008
lthomas@richardsonplowden.com
phuff@richardsonplowden.com
**ATTORNEYS FOR RESPONDENT
SOUTH CAROLINA DEPARTMENT
OF TRANSPORTATION**

January 6, 2025.

Jan 06 2025**CERTIFICATE OF SERVICE**

I, the undersigned, attorney for Respondent, South Carolina Department of Transportation, do hereby certify that I have this date served the foregoing Motion to File Final Brief of Respondent SCDOT Out of Time, dated January 6, 2025, by personally serving the same pursuant to Section (d)(1) of the Supreme Court's Amended Order dated April 24, 2024, on the following counsel of record using the primary email addresses listed in the Attorney Information System (if applicable):

Justin O'Toole Lucey
Joshua Fletcher Evans
Sohayla R. Townes
JUSTIN O'TOOLE LUCEY, PA
415 Mill Street
Mt. Pleasant, SC 29464
jlucey@lucey-law.com
jevans@lucey-law.com
stownes@lucey-law.com
Attorneys for Appellant

Michael Kirk Battle
Michael Warner Battle
BATTLE LAW FIRM, LLC
1121 Third Ave
PO Box 530
Conway, SC 29528
kbattle@battlelawsc.com
mbattle@battlelawsc.com
Attorneys for County of Georgetown

Andrew F. Lindemann
LINDEMANN LAW FIRM, P.A.
PO Box 6923
Columbia, SC 29260
andrew@ldlawsc.com
Attorney for City of Georgetown

/s Carmen V. Ganjehsani

Carmen V. Ganjehsani
S.C. Bar No. 73515
RICHARDSON, PLOWDEN & ROBINSON, PA
1900 Barnwell Street (29201)
Post Office Drawer 7788
Columbia, South Carolina 29202
(803) 771-4400
**ATTORNEYS FOR RESPONDENT
SOUTH CAROLINA DEPARTMENT OF
TRANSPORTATION**

Dated: January 6, 2025.