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Feb 18 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

Cynthia C. Dooley, Chair
T. Scott Beck
Melody L. James

WCC No. 1923480

Appellate Case No.: 2023-001264

Takara L. Stewart,.....Appellant,

v.

South Carolina CVS Pharmacy, LLC, Employer, and
XL Insurance America, Inc., Carrier.....Respondents.

RESPONDENTS' MOTION FOR EXTENSION OF TIME

Michelle DeLuca Yarbrough
(S.C. Bar No. 15603)
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Attorneys for Respondents

Attorney for Respondents, Michelle DeLuca Yarbrough, moves for an extension of time of twenty (20) days to file her Respondents' Final Brief. Respondents' Final Brief is currently due on February 18, 2025. An order granting a 20-day extension will make Respondents' Final Brief due on March 10, 2025. Due to the Record on Appeal including only three¹ of the thirteen items requested on Respondent's Designation of Matter, the Record on Appeal is so incomplete that the bulk of the current Respondents' Final Brief simply states "unable to pin cite, not properly included in Record on Appeal per Respondents' Designation of Matter."

Respondents sent a letter to the South Carolina Court of Appeals to address this issue on February 6, 2025 and had previously filed four (4) prior Motions to Dismiss or, in the alternative, Motions to Strike. It is Respondents understanding that this Court has not had sufficient time to respond to the February 6, 2025 correspondence. The requested additional time is necessary for the court to properly review the Record on Appeal and Respondents' February 6, 2025 correspondence, and issue a responsive letter, opinion, or order regarding Appellant's failure to timely file the Record on Appeal and include ten² items from Respondents' Designation of Matter.

GALLIVAN WHITE & BOYD, P.A.

Michelle D. Yarbrough

By: _____

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¹ Respondents' Designation of Matter numbers 5, 8, and 9.

² Respondents' Designation of Matter numbers 1, 2, 3 (a) – 3 (e), 4, 6, and 7.

Attorneys for Respondents,
South Carolina CVS Pharmacy, LLC
and XL Insurance America Inc.

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PROOF OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), I certify that I have served a true copy of the RESPONDENTS' MOTION FOR EXTENSION OF TIME in the above-referenced case has been served upon Takara L. Stewart, at her primary e-mail address listed as, Takara.l.Stewart@gmail.com, and by depositing a copy of it in the United States Mail, postage prepaid, on February 18, 2025, at, 1305 Barnard Street No 588, Savannah, GA 31401.

February 18, 2025
Greenville, S.C.


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