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**Jan 29 2026**

**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

Case No. 2021-CP-22-00897

Appellate Case No. 2025-001759

Timothy Wenzel, Dawud Aswad, Jonathan Wheeler, Drew Winans, Brooke Morris, Jerome Maybank, Christian Decremer, Lee Wilson, Kimberly Davis, William Toomer, Marty Smith, Muryel Sumpter, Taneshia Timmons, Veronica Gibbs, Keona Brunson, Wade Wilder, Carla Harris, Dan Szucha, Edward Joseph Kozma, and Gene Footman, on behalf of themselves and all others similarly situated,

Appellants,

v.

Georgetown County and Georgetown County Sherriff's Office,

Respondents.

**RESPONDENTS' MOTION TO HOLD BRIEFING DEADLINES IN ABEYANCE  
DURING THE PENDENCY OF RESPONDENTS' MOTION TO DISMISS**

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, Respondents Georgetown County and Georgetown County Sheriff's Office (collectively, "Respondents"), by and through the undersigned counsel, respectfully request this Court hold in abeyance the briefing schedule in the above-captioned appeal pending the disposition of the Respondents' Motion to Dismiss, filed with this Court on January 28, 2026.

Respondents' Motion to Dismiss is based purely on procedural grounds, alleging Appellants' Notice of Appeal does not involve a final judgment of the lower court as required by Rule 201(a), SCACR. The resolution of Respondents' Motion may eliminate the need for further

briefing in this appeal as a granting of the Motion would dispose of the notice of appeal and return this matter to the circuit court for further proceedings. It is in the interests of judicial efficiency and economy of the Court and the parties to this appeal that the deadlines for all briefings and related filings in this matter be held in abeyance during the pendency of Respondents' Motion to Dismiss.

Therefore, Respondents respectfully request that the briefing schedule be held in abeyance with no further briefings being required until the matters taken up under Respondents' Motion to Dismiss are resolved and an order from this Court is issued on the Motion.

**RESPECTFULLY SUBMITTED,**

**SMITH ROBINSON HOLLER DUBOSE  
AND MORGAN, LLC**

*s/H. Thomas Morgan, Jr..*

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Camden, South Carolina  
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APPEAL FROM GEORGETOWN COUNTY  
Court of Common Pleas

The Honorable B. Alex Hyman  
Circuit Court Judge

Civil Action No. 2021-CP-22-00897

Appellate Case No. 2025-001759

Timothy Wenzel, Dawud Aswad, Jonathan Wheeler, Drew Winans, Brooke Morris, Jerome Maybank, Christian Decremer, Lee Wilson, Kimberly Davis, William Toomer, Marty Smith, Muryel Sumpter, Taneshia Timmons, Veronica Gibbs, Keona Brunson, Wade Wilder, Carla Harris, Dan Szucha, Edward Joseph Kozma, and Gene Footman, on behalf of themselves and all others similarly situated, ..... Appellants,

v.

Georgetown County and Georgetown County Sheriff's Office, ..... Respondents.

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**PROOF OF SERVICE**

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I, the undersigned paralegal of the law offices of Smith Robinson Holler DuBose and Morgan, LLC, do hereby certify that on January 29, 2026, I have served all counsel in this action with a copy of the pleading(s) hereinbelow by emailing a copy to each attorney listed below using their primary email address listed in the Attorney Information System pursuant to Rule 262 of the South Carolina Appellate Court Rules and all related Orders of the South Carolina Supreme Court.

**Document(s) Served:** (1) Respondents' Motion to Hold Briefing Deadlines in Abeyance

**Counsel Served:**

Via E-Mail Only  
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**SMITH | ROBINSON**  
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Sherry Roth

Camden, South Carolina

January 29, 2026