

**RECEIVED**  
**Jun 18 2026**  
**SC Court of Appeals**

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY  
Court of Common Pleas

The Honorable Jessica A. Salvini, Circuit Court Judge

Case No. 2025-001494

Joshua Hawkins.....Appellant,

v.

Delta Airlines, Inc.,.....Respondent.

**APPELLANT’S RETURN TO RESPONDENT’S MOTION TO DISMISS**

COMES NOW, Appellant, and respectfully requests that the Court deny Respondent’s Motion to Dismiss the appeal.

Appellant has filed his Initial Brief and his Reply Brief with the Court, but did not file and served the Record on Appeal. Appellant filed on June 16, 2026, a Motion for Extension of Time to file the Record on Appeal, and should the Court grant the motion, the Record on Appeal will be due June 29, 2026. Appellant has filed the Record on Appeal simultaneous with this Return. Should the Court grant Appellant’s Motion for Extension of Time, the appeal may proceed without any further delay.

Appellant respectfully submits that the Court has the authority and discretion to extend the time for Appellant to file Record on Appeal. *Henning v. Kaye*, 307 S.C. 436, 415 S.E.2d 794 (1992). If the Court grants the motion pursuant to SCACR 263(b) and *Henning*, then the Record on Appeal will be timely as filed before June 29, 2026.

For the reasons set forth above, Appellant respectfully requests that Respondent's Motion to Dismiss be denied. Appellant believes an extension will serve justice and that it will cause no prejudice to Respondent.

Respectfully Submitted,

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*s/Joshua T. Hawkins*

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Greenville, South Carolina  
June 18, 2026

*Attorneys for Appellant*

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**PROOF OF SERVICE**

I certify that on this date, June 18, 2026, I filed the foregoing Appellant's Return to Respondent's Motion to Dismiss and Record on Appeal with the South Carolina Court of Appeals via electronic filing, to [ctappfilings@sccourts.org](mailto:ctappfilings@sccourts.org). A copy was also served on Respondents via electronic service by email, addressed to the attorney of record below:

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June 18, 2026

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