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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
In the Court of Common Pleas for the Ninth Judicial Circuit

The Honorable Charles B. Simmons, Jr., Circuit Court Judge

Appellate Case No. 2026-000524

Timothy Jones as the Personal Representative for Dewitt Jones.....Appellant,

v.

Innovative Scientific Solutions, LLC, J. Ryan Flanagan, Jay A.
Flanagan, Jr., and Marion L. Snyder..... Respondents.

**RESPONDENTS' CONSENT MOTION FOR AN EXTENSION OF TIME TO FILE AND
SERVE THEIR INITIAL BRIEF AND DESIGNATION OF MATTER FOR INCLUSION
IN THE RECORD ON APPEAL**

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**RESPONDENTS' CONSENT MOTION FOR AN EXTENSION OF TIME TO FILE AND
SERVE THEIR INITIAL BRIEF AND DESIGNATION OF MATTER FOR INCLUSION
IN THE RECORD ON APPEAL**

AND NOW COMES Innovative Scientific Solutions, LLC, J. Ryan Flanagan, Jay A. Flanagan, Jr., and Marion L. Snyder ("Respondents"), by and through his undersigned counsel, pursuant to Rule 263, SCACR, and move for permission to serve and file their Initial Brief and Designation of Matter for Inclusion in the Record of Appeal ("Designation of Matter") out of time, and further move for an additional twenty (20) days within which to do so.

1. On or about March 4, 2026, Appellant Mr. Jones filed his Notice of Appeal in this matter.
2. Appellant's Initial Brief and Appellant's Designation of Matter was filed on June 12, 2026.
3. Therefore, in accordance with Rule 208(a)(2), the deadline for Respondents' Initial Brief and Designation of Matter in this matter was July 10, 2026.
4. On July 7, 2026, undersigned counsel contacted counsel for Appellant and requested a thirty (30) day extension of the deadline, thereby making the deadline for Respondents' Initial Brief and Designation of Matter for this matter August 10, 2026.
5. Due to inadvertence, undersigned counsel did not file a motion with this Court memorializing that agreed extension.
6. By letter dated August 4, 2026, the Clerk of this Court advised counsel that the time for serving and filing Respondents' Initial Brief and Designation of Matter had expired, and directed that, within ten (10) days of the date of the letter, Respondents must serve and file their Initial Brief and Designation of Matter, along with a motion requesting

permission to serve and file out of time, pursuant to Rules 208, 209, and 240, SCACR, or the Initial Brief and Designation of Matter would not be considered.

7. Respondents now respectfully move for permission to serve and file their Initial Brief and Designation of Matter out of time.
8. Further, due to the complexity and nature of the issues involved in this appeal, Respondents counsel requires an extension of time to file and serve their Initial Brief and Designation of Matter.
9. On August 4, 2026, undersigned counsel contacted Appellant's counsel and requested an additional twenty (20) day extension of the deadline which Appellant's counsel consented to via email that same day. Accordingly, respondents respectfully request that the Court extend the deadline for Respondents to serve and file their Initial Brief and Designation of Matter by twenty (20) days, making the new deadline **August 31, 2026** (August 30, 2026, falls on a Sunday).
10. Respondents believe that this relief is consistent with the interests of justice and will not work any undue prejudice upon any party.
11. Respondents are mailing the filing fee for both motions by U.S. Mail.

For all of the foregoing reasons, Respondents Innovative Scientific Solutions, LLC, J. Ryan Flanagan, Jay A. Flanagan, Jr., and Marion L. Snyder move this Court for an Order permitting them to serve and file their Initial Brief and Designation of Matter out of time, and granting them an additional twenty (20) days, up to and including **August 31, 2026**, within which to serve and file their Initial Brief and Designation of Matter. Additionally, Respondents respectfully request that the Court hold their present deadline for service and filing of their Initial Brief and Designation of Matter in abeyance until it acts upon this Motion.

WE CONSENT:

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PROOF OF SERVICE

I certify that I have served **RESPONDENTS' CONSENT MOTION FOR AN EXTENSION OF TIME TO FILE AND SERVE THEIR INITIAL BRIEF AND DESIGNATION OF MATTER FOR INCLUSION IN THE RECORD ON APPEAL** on counsel for the above-referenced Appellants by email in accordance with the South Carolina Supreme Court's Order re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules on August 5, 2026, addressed as follows:

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