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Aug 17 2026

S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In The Supreme Court of South Carolina

APPEAL FROM THE PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA

APPELLATE CASE No. 2026-001597

Public Service Commission of South Carolina;

Dominion Energy South Carolina, Inc.....Respondent

v.

Thomas M. Ragon Jr.....Appellant

MOTION FOR LEAVE TO FILE OUT OF TIME

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Pursuant to Rules 240 and 263(b) of the South Carolina Appellate Court Rules (SCACR), Appellant, Thomas M. Ragon Jr., appearing pro se, respectfully moves this Honorable Court for leave to file the concurrently submitted Return in Opposition to Respondent's Motion to Dismiss out of time.

In support of this Motion, Appellant shows good cause as follows:

1. **Minimal Delay:** Respondent served its Motion to Dismiss on August 3, 2026. Under SCACR Rule 240(d), a return is ordinarily due within ten (10) days. Appellant's Return is being filed on August 15, 2026—only two days beyond the deadline.
2. **Reason for Delay:** Appellant diligently monitored the docket and his email for filings. On August 14, 2026, **Appellant** reviewed what appeared to be a duplicate docket notification email and did not realize until later that one of the messages was a new filing. Upon discovering the Motion to Dismiss, Appellant immediately began preparing the Return and completed it within approximately thirteen hours.

3. **Diligence and Good Faith:** Appellant acted promptly upon discovering the filing, prepared the Return without delay, and served all parties on August 15, 2026. The short delay was inadvertent, **non**-strategic, and occurred despite Appellant's good-faith efforts to remain current on docket activity.
4. **No Prejudice to Respondents:** A two-day variance causes no prejudice to Respondents and does not affect any pending deadlines or proceedings. Denying leave, however, would substantially **prejudice** Appellant by preventing consideration of his Return.
5. **Interests of Justice:** The concurrently submitted Return addresses jurisdictional and procedural issues raised in Respondent's Motion to Dismiss. Allowing the filing ensures the Court has the **benefit** of full briefing before ruling on a dispositive motion.

WHEREFORE, Appellant respectfully requests that this Honorable Court grant this Motion for Leave, accept the concurrently filed Return in Opposition to Respondent's Motion to Dismiss, and grant such other and further relief as the Court deems just and proper.

Respectfully submitted,



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August 15, 2026