

DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

William H. Davidson, II
Andrew F. Lindemann*
James M. Davis, Jr.†
Robert D. Garfield
Michael B. Wren

1611 Devonshire Drive, Second Floor
Post Office Box 8568
Columbia, South Carolina 29202-8568
Telephone: (803) 806-8222
Facsimile: (803) 806-8855
www.dml-law.com

Daniel C. Plyler
Joel S. Hughes
Justin T. Bagwell
David A. DeMasters
Steven R. Spreeuwiers
Todd R. Flippin

*Also Admitted In North Carolina
†Certified Mediator

April 23, 2014

Of Counsel
Kenneth P. Woodington

Writer's Email: alindemann@dml-law.com

Hand Delivered

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Edgar Brown Building
1205 Pendleton Street
Columbia, South Carolina 29201

RECEIVED

APR 23 2014

SC Court of Appeals

RE: Ex Parte: South Department of Disabilities and Special Needs
In Re: State of South Carolina v. Rocky A. Linkhorn
Appellate Case Number: 2013-002208
Indictment Numbers: 2011-GS-32-0242; 2011-GS-32-0243; 2011-GS-32-0244
Our File Number: 79.9313

Dear Ms. Kitchings:

This letter is to request a thirty day extension of time to file the Initial Brief of Appellant and its Designation of Matter to be Included in the Record on Appeal in the above referenced appeal. Because of other obligations and deadlines, I will not be able to complete the preparation of the Initial Brief by the current deadline. In particular, I had a brief due in the Fourth Circuit Court of Appeals on April 16, 2014 as well as South Carolina Supreme Court briefs filed on April 17 and 18, 2014. I also have another brief due in the Fourth Circuit on April 24, 2014. These deadlines have prevented me from completing the preparation of the Initial Brief in this case. In addition, this case involves complex issues of statutory construction and subject matter jurisdiction which are requiring substantial time to research and brief. Also, please note that no prior extension request has been made.

By my calculations, the Initial Brief of Appellant and its Designation of Matter will be due on or before May 23, 2014. I have not enclosed the filing fee because as state agency the Appellant is exempt. If you require a formal motion, please advise.

Thank you very much for your consideration of this request.

The Honorable Jenny Abbott Kitchings
April 23, 2014
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Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb
Enclosure

cc: Tana Vanderbilt, Esquire
General Counsel
South Carolina Department of
Disabilities and Special Needs
Post Office Box 4706
Columbia, South Carolina 29240

Adam L. Whitsett, Esquire
Robert D. Cook, Esquire
South Carolina Attorney General's Office
Post Office Box 11549
Columbia, South Carolina 29211

Rhonda W. Patterson, Esquire
Eleventh Circuit Solicitor's Office
205 East Main Street
Lexington, South Carolina 29072

Elizabeth C. Fullwood, Esquire
Office of the Public Defender
Eleventh Judicial Circuit
407½ West Main Street
Lexington, South Carolina 29072

Monique M. Lee, Esquire
Office of General Counsel
South Carolina Department
of Mental Health
Post Office Box 485
Columbia, South Carolina 29202