

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

APPEAL FROM FLORENCE COUNTY  
COURT OF COMMON PLEAS

The Hon. Ernest F. Kinard, Jr., Circuit Court Judge

Opinion No. 4752

(S.C. Ct. App. Filed October 13, 2010)

Case No. 2008-CP-21-1071

James David Farmer .....Respondent,

v.

Florence County Sheriff's Office .....Petitioner.

MOTION TO FILE OUT OF TIME

Other Counsel of Record  
Patrick J. McLaughlin, Esq.  
Wukela Law Firm  
Post Office Box 13057  
Florence, SC 29504  
843-669-5634

Attorney for Respondent

D. Malloy McEachin, Jr.  
D. Malloy McEachin, Jr., P.A.  
2117-C West Palmetto Street  
Florence, SC 29501  
843-665-0135

Attorney for Petitioner

check #2494  
\$2500

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S.C. SUPREME COURT

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SC Court of Appeals

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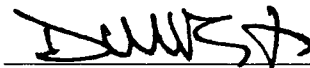
Attorney for Respondent

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Florence, SC 29501  
843-665-0135

Attorney for Petitioner

Petitioner Florence County Sheriff's Office respectfully files this Motion to File Out of Time the attached Reply in Support of the Petition for a Writ of Certiorari.

The matter was inadvertently omitted from his calendar. This is his first request to file out of time in this matter.



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2117-C West Palmetto Street  
Florence, SC 29501  
843-665-0135

Attorney for Petitioner

Florence, SC  
March 1, 2011

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CERTIFICATE OF SERVICE

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I hereby certify that a copy of the foregoing Motion to File Out of Time the Reply in Support of the Petition for Writ of Certiorari was served on opposing counsel today by placing a copy in the United States mail, postage prepaid, addressed to:

Patrick J. McLaughlin, Esq.  
Wukela Law Firm  
Post Office Box 13057  
Florence, SC 29504



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D. Malloy McEachin, Jr.  
D. Malloy McEachin, Jr., P.A.

THE STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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APPEAL FROM FLORENCE COUNTY  
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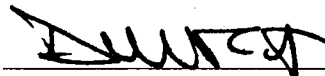
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\_\_\_\_\_  
D. Malloy McEachin, Jr.,  
D. Malloy McEachin, Jr., P.A.  
2117-C West Palmetto Street  
Florence, SC 29501  
843-665-0135

Florence, SC  
March 1 2011

March 1, 2011

The Honorable Donald E. Shearouse  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RE James David Farmer, Respondent, v. Florence County Sheriff's Office, Petitioner**

Dear Mr. Shearouse:

Please find enclosed an original and seven copies of (1) a Motion to File Out of Time the Reply in Support of the Petition for Writ of Certiorari, and (2) of the proposed Reply in Support of the Petition.

Please also find enclosed an original and a copy of the Proofs of Service for each of the aforementioned documents.

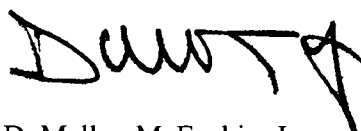
Please return a stamped copy of each in the enclosed envelope.

Also please find enclosed my firm check in the amount of \$25.00 as the filing fee.

Should you have any questions, please do not hesitate to contact me.

With kind regards, I am,

Yours very truly,



D. Malloy McEachin, Jr.

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MAR 02 2011

S.C. SUPREME COURT

pm 3-1-11

cc: Patrick J. McLaughlin, Esq.

**RECEIVED**

MAR 02 2011

**SC Court of Appeals**