

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
DeAndrea Gist Benjamin, Circuit Court Judge

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Case No. 2010-CP-40-1343

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**RECEIVED**  
MAR 24 2015  
**SC Court of Appeals**

James W. Trexler, ..... Appellant,

v.

Richland County and the Sheriff of Richland County,  
in his official capacity, a/k/a Richland County  
Sheriff's Department, ..... Respondents.

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**MOTION FOR EXTENSION TO  
FILE INITIAL BRIEF**

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The Respondents respectfully move this Court for an additional ten day extension of time until March 30, 2015, by which to file and serve their Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Respondents' motion is based on the following grounds:

1. The Respondents currently have pending a previous extension motion seeking a seven-day extension through March 20, 2015 to file the Initial Brief. That

motion has not been acted upon. The Respondents' counsel has not received an Order. Likewise, the South Carolina Appellate Case Management System does not reflect that an Order has been issued.


2. The undersigned counsel for the Respondents had intended to get the Respondents' Initial Brief completed and filed by March 20, 2015. However, because of other obligations and deadlines, including two other briefs, oral argument in the Supreme Court, and an upcoming oral argument at the Fourth Circuit, he will be unable to complete the brief as he had intended. The research and briefing process has simply taken longer than previously anticipated.

3. Although there is not currently a deadline in place because of the pending extension motion, the Respondents' counsel is filing this additional motion out of an abundance of caution.

4. Because the Respondents' counsel had anticipated getting the brief completed, he has been unable to consult with Appellant's counsel prior to filing this motion, but based on prior experience, he does not anticipate there being any objection.

WHEREFORE, the Respondents respectfully request that they be allowed until March 30, 2015, by which to file and serve their Initial Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY: 

ANDREW F. LINDEMANN

ROBERT D. GARFIELD

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*Counsel for Respondents*

Columbia, South Carolina

March 20, 2015

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**CERTIFICATE OF SERVICE**

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondents, does hereby certify that service of the **Motion for Extension to File Initial Brief** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 20th day of March 2015:

William H. Johnson, Esquire  
Law Offices of William H. Johnson, LLC  
Post Office Box 137  
Manning, South Carolina 29102

W. Westbrook Wills, III, Esquire  
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Folly Beach, South Carolina 29439

Matthew D. Hamrick, Esquire  
Matthew D. Hamrick Attorney at Law  
Coleman Executive Center  
222 West Coleman Boulevard  
Mt. Pleasant, South Carolina 29464



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75448

DAVIDSON & LINDEMANN, P.A.

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ATTORNEYS AND COUNSELLORS AT LAW

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\*Also Admitted In North Carolina  
†Certified Mediator

March 20, 2015

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Of Counsel  
Kenneth P. Woodington

Writer's Email: [alindemann@dml-law.com](mailto:alindemann@dml-law.com)

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

RE: James W. Trexler v. Richland County and the Sheriff of Richland County, in his official Capacity, a/k/a Richland County Sheriff's Department  
Appellate Case Number: 2014-002032  
Civil Action Number: 2010-CP-40-1343  
Our File Number: 314.8441

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Motion for Extension to File Initial Brief** in the above referenced matter. Please file the original and return a clocked-in copy to me by way of my courier. I have also enclosed my firm's \$25.00 check for the filing fee.

By copy of this letter, I am serving copies on all counsel of record.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/  
Enclosures

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The Honorable Jenny Abbott Kitchings  
March 20, 2015  
Page Two

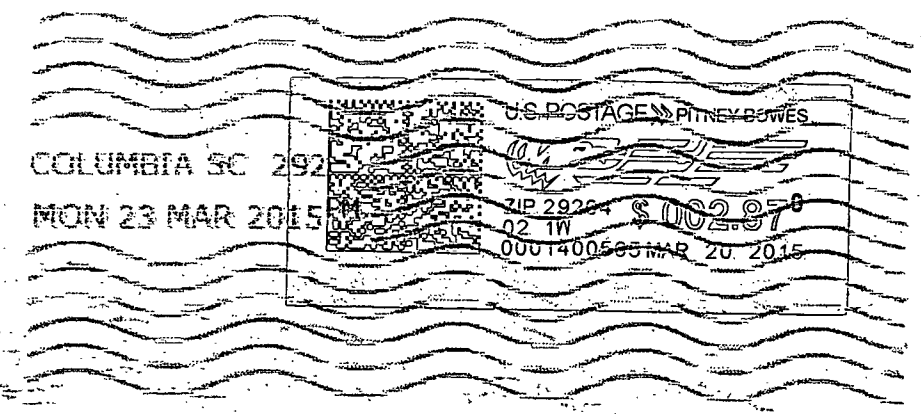
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cc: (w/ Enclosure)

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