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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

RECEIVED

William P. Keesley, Circuit Court Judge

DEC 10 2015

SC Court of Appeals

Appellate Case No. 2015-000329

Julius Brazell,..... Appellant,

v.

Town of Chapin, South Carolina; and
County of Lexington, South Carolina,..... Respondents.

**MOTION TO ACCEPT FINAL BRIEF
OF APPELLANT**

Appellant, Julius Brazell, by and through his undersigned counsel, hereby moves for an Order, pursuant to Rule 236(b) of the South Carolina Appellant Court Rules (SCACR) to enlarge the time for the filing of his Final Brief and to accept the original and fifteen (15) copies of his Final Brief of Appellant which is being filed contemporaneously with this Motion.

Rule 263(b), SCACR provides that the Court may extend the time for performing any act except for filing the Notice of Appeal pursuant to Rule 203 and 243. As such, the Court is within authority to grant Appellant's requested motion for extension and to allow

Appellant to file his brief out of time. This request is not intended for purposes of delay. This motion is made on the grounds that counsel for Appellant inadvertently missed the December 2, 2015 deadline for filing Appellant's Final Brief(s). Further, there would be no prejudice to the parties by an extension of time.

WHEREFORE, Appellant respectfully prays that this Court grant his Motion that the Court accept the original and fifteen (15) copies of Appellant's Final Brief which are being filed contemporaneously with this Motion.

Respectfully submitted,

By:



S. Jahue Moore
John C. Bradley, Jr.
MOORE TAYLOR LAW FIRM, PA
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West Columbia, South Carolina
December 10, 2015

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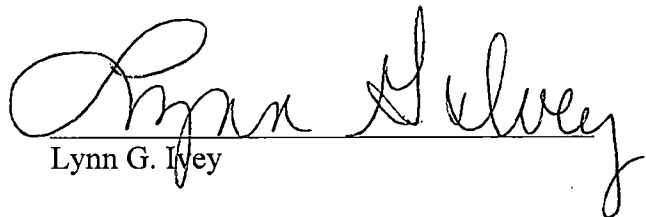
Town of Chapin, South Carolina; and
County of Lexington, South Carolina, Respondents.

PROOF OF SERVICE

I, Lynn G. Ivey, an employee of Moore Taylor Law Firm, PA certify that I have served the Motion to Accept Appellant's Final Brief on counsel of record for Respondents in this action by depositing a copy of same in the US Mail, postage prepaid, on December 10, 2015 to:

Daniel R. Settana, Jr., Esq.
Temus C. Miles, Jr., Esq.
Richard Eugene Marsh, III, Esq.
McKay, Cauthen, Settana
& Stuble, PA
P.O. Box 7217
Columbia, SC 29202

Jeffrey M. Anderson, Esq.
Davis Frawley, LLC
P.O. Box 489
Lexington, SC 29071


Lynn G. Ivey

West Columbia, South Carolina

December 10, 2015



December 10, 2015

The Honorable Jenny Abbott Kitchings
Court of Appeals Clerk of Court
Post Office Box 11629
Columbia, South Carolina 2921

RE: Julius Brazell, Appellant, vs. Town of Chapin,
South Carolina; and County of Lexington, South Carolina,
Respondents
Appellate Case No. 2015-000329

Dear Ms. Kitchings:

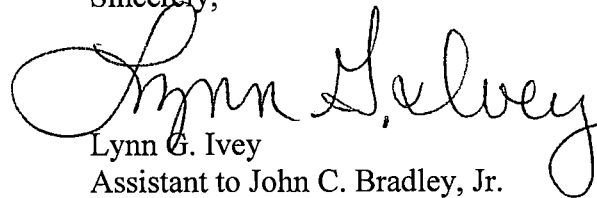
Enclosed for filing please find an original and four copies of Appellant's Motion to Accept Final Brief of Appellant. I would appreciate your returning to us the clocked-in copies via our courier. Our check for \$25.00 is also enclosed.

In addition, please find for filing an unbound original and nineteen copies of the Final Brief of Appellant. We respectfully request the return of five clocked copies, also via our courier.

By copy of this letter to all parties involved in this matter, I am serving them a copy of our enclosed Motion to Accept Final Brief and Final Brief.

Thank you in advance for your assistance in this matter. If you have any questions or need any additional information and/or documentation from our office, please give us a call.

Sincerely,


Lynn G. Ivey
Assistant to John C. Bradley, Jr.

Enclosures

- cc: Daniel R. Settana Jr., Esq.
- Richard Eugene Marsh, III, Esq.
- Temus C. Miles, Jr., Esq.
- Jeffrey M. Anderson, Esq.
- S. Jahue Moore, Esq.

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DEC 10 2015
SC Court of Appeals

- S. Jahue Moore†
- J. Mark Taylor*
- C. Vance Stricklin, Jr.
- James Edward Bradley†
- Sheila McNair Robinson
- Christian G. Spradley
- C. David Sawyer, Jr.
- William H. Edwards
- Stanley L. Myers
- Jane H. Downey*
- S. Jahue Moore, Jr.
- John C. Bradley, Jr.
- Melissa K. Moore
- William B. Fortino
- Ralph Nichols Riley, Jr.
- Amber Cary Fulmer
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