

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

Appellate Case No. 2015-002057

APPEAL FROM GREENVILLE COUNTY
Court of Common Pleas

The Honorable Daniel D. Hall, Circuit Court Judge

Case No.: 2013-CP-23-02017

Isiah James, Jr. and George Lee Tomlin, Plaintiffs,
of whom George Lee Tomlin is the

Appellant,

v.

South Carolina Department of Corrections,

Respondent.

**MOTION TO ACCEPT
RESPONDENT'S INITIAL BRIEF AND DESIGNATION OF MATTER**


The undersigned counsel for the Respondent, respectfully move this Court for leave to file Respondent's Initial Brief out of time. Counsel for the respondent inadvertently failed to calendar the initial brief deadline noted in the Court's letter dated August 11, 2016, and respectfully requests the Court's permission to file Respondent's Initial Brief. Upon information and belief, the appellant would suffer no prejudice and the ends of just would be served by the granting of this motion.

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SC Court of Appeals

Respectfully submitted,



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Attorneys for Respondent

November 4th, 2016
Greenville, South Carolina

cc. George Lee Tomlin, #166361
Ridgeland Correctional Institution
CA-22, POB 2039
Ridgeland, South Carolina 29936

CHAPMAN, HARTER & HARTER, P.A.

ATTORNEYS AT LAW

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November 4, 2016

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

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SC Court of Appeals

Re: *George Lee Tomlin v. South Carolina Department of Corrections*
Appellate Case No. 2015-002057

Dear Madam,

With regard to the above-captioned matter, please find enclosed for filing an original and one copy of Respondent's Motion to Accept Respondent's Initial Brief and Designation of Matter, Respondent's Initial Brief, and Respondent's Designation of Matter. Also enclosed is a self-addressed, stamped envelope for your convenience in returning a clocked copy to me.

Thank you for your assistance in this matter. Should you have any questions regarding this matter, please contact me.

Warmest personal regards.

Very truly yours,

Carly H. Davis

Enclosures

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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SC Court of Appeals

Isiah James, Jr. and George Lee Tomlin, Plaintiffs,
of whom George Lee Tomlin is the

Appellant,

v.

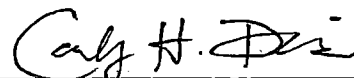
South Carolina Department of Corrections,

Respondent.

PROOF OF SERVICE

I hereby certify that the undersigned attorney for the respondent in the within action did on this 4th day of November, 2016 serve the Appellant with a copy of **Respondent's Motion to Accept Respondent's Initial Brief and Designation of Matter, Respondent's Initial Brief, and Respondent's Designation of Matter** by placing a copy of same in an envelope addressed as below, proper postage affixed thereto:

George Lee Tomlin, #166361
Ridgeland Correctional Institution
CA-22, POB 2039
Ridgeland, South Carolina 29936



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November 4th, 2016
Greenville, South Carolina