

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

FEB 10 2017

APPEAL FROM RICHLAND COUNTY
Alison Renee Lee, Circuit Court Judge

SC Court of Appeals

Case No. 2014-CP-10-5663

Rene Hale Shelley, Individually and as
Personal Representative of the
Estate of Michael Mann Lindler, Appellant-Respondent,

v.

South Carolina Highway Patrol, Respondent-Appellant.

**RESPONDENT-APPELLANT'S MOTION
FOR EXTENSION TO FILE
INITIAL APPELLANT'S BRIEF**

The Respondent-Appellant South Carolina Highway Patrol respectfully moves
this Court for an additional extension of time until March 13, 2017, by which to file
and serve its Initial Appellant's Brief and Designation of Matter to be Included in the
Record on Appeal.



The Respondent-Appellant's motion is based on the following grounds:

1. The Initial Appellant's Brief of the Respondent-Appellant is currently due to be filed and served on February 10, 2017.

2. The Appellant-Respondent Rene Hale Shelley requested an extension of time through March 13, 2017 to file and serve her Initial Appellant's Brief and Designation of Matter to be Included in the Record on Appeal. The undersigned counsel did not object to that extension of time and the Court granted that motion on February 2, 2017. The Respondent-Appellant now seeks the same extension so as to keep both the appeal and cross-appeal on the same briefing schedule.

3. Counsel for the Appellant-Respondent has not been contacted regarding this extension request, however, based on prior experience in this case and the extensions requested and consented to by both parties, he does not anticipate any objection to the extension that is requested

WHEREFORE, the Respondent-Appellant respectfully requests that it be allowed until March 13, 2017, by which to file and serve its Initial Appellant's Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY: 

ANDREW F. LINDEMANN

JOEL S. HUGHES

1611 Devonshire Drive

Post Office Box 8568

Columbia, South Carolina 29202

(803) 806-8222

*Counsel for Respondent-Appellant South
Carolina Highway Patrol*

Columbia, South Carolina

February 10, 2017

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

RECEIVED

FEB 10 2017

SC Court of Appeals

APPEAL FROM RICHLAND COUNTY
Alison Renee Lee, Circuit Court Judge

Case No. 2014-CP-10-5663

Rene Hale Shelley, Individually and as
Personal Representative of the
Estate of Michael Mann Lindler, Appellant-Respondent,

v.

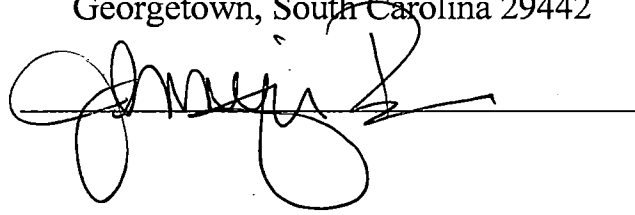
South Carolina Highway Patrol, Respondent-Appellant.

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondent-Appellant, South Carolina Highway Patrol, does hereby certify that service of **Respondent-Appellant's Motion for Extension to File Initial Appellant's 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 10th day of February 2017:

John S. Nichols, Esquire
Blake A. Hewitt, Esquire
Bluestein Nichols Thompson & Delgado, LLC
Post Office Box 7965
Columbia, South Carolina 29202

C. Carter Elliott, Jr., Esquire
Lauren V. Knight, Esquire
Elliott & Phelan, LLC
Post Office Box 1405
Georgetown, South Carolina 29442

A handwritten signature in black ink, appearing to read "C. Carter Elliott, Jr.", is written over a horizontal line. The signature is stylized and cursive.

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

February 10, 2017

Daniel C. Plyler
Joel S. Hughes
David A. DeMasters
Steven R. Spreeuwers
Brandon M. Briggs
Jasmine D. Wyman

*Also Admitted In North Carolina
†Certified Mediator

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
1220 Senate Street
Columbia, South Carolina 29201

RE: Rene Hale Shelley, Individually and as Personal Representative of the Estate of Michael Mann Lindler v. South Carolina Highway Patrol
Court of Appeals Case Number: 2016-002168
Civil Action Number: 2014-CP-40-5663
Claim Number: 61007
Our File Number: 103.9492

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of **Respondent-Appellant's Motion for Extension to File Initial Appellant's 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 not enclosed the filing fee since the South Carolina Highway Patrol is exempt.

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/jmb
Enclosures

RECEIVED

FEB 10 2017

SC Court of Appeals

The Honorable Jenny Abbott Kitchings
February 10, 2017
Page Two

cc: (w/ Enclosure)

John S. Nichols, Esquire
Blake A. Hewitt, Esquire
Bluestein Nichols Thompson
& Delgado, LLC
Post Office Box 7965
Columbia, South Carolina 29202

C. Carter Elliott, Jr., Esquire
Lauren V. Knight, Esquire
Elliott & Phelan, LLC
Post Office Box 1405
Georgetown, South Carolina 29442