

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
John C. Hayes, III, Circuit Court Judge

Appellate Case No. 2016-002556
Case No. 2014-CP-46-1307

RECEIVED
MAY 15 2017
SC Court of Appeals

Russell Shane Carter, Respondent-Appellant,

v.

Bruce Bryant, as Representative for the Office of the
York County Sheriff, Appellant-Respondent.

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

The Appellant-Respondent Bruce Bryant respectfully moves this Court for an additional extension of time until June 14, 2017, by which to file and serve his Initial Appellant's Brief and Designation of Matter to be Included in the Record on Appeal.

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


1. The Initial Appellant's Brief of the Appellant-Respondent is currently due to be filed and served on May 15, 2017.

2. The undersigned counsel for the Appellant-Respondent requires this additional time to prepare the Initial Appellant's Brief because of other obligations and deadlines, which includes two recent briefs filed with the Fourth Circuit Court of Appeals on May 8, 2017 and May 9, 2017, as well as oral argument at the Court of Appeals on May 11, 2017.

3. Counsel for the Respondent-Appellant Russell Shane Carter has been consulted and has consented to the requested extension. (See attached email).

WHEREFORE, the Appellant-Respondent Bruce Bryant respectfully requests that he be allowed until June 14, 2017, by which to file and serve his Initial Appellant's Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY: 
ANDREW F. LINDEMANN
ROBERT D. GARFIELD
1611 Devonshire Drive
Post Office Box 8568
Columbia, South Carolina 29202
(803) 806-8222

*Counsel for Appellant-Respondent
Bruce Bryant*

Columbia, South Carolina

May 15, 2017

Andrew Lindemann

From: John Nichols <jsnichols@bntdlaw.com>
Sent: Saturday, May 13, 2017 1:45 PM
To: Andrew Lindemann
Cc: Erin Bridges
Subject: Re: Carter v. Bryant appeal

By all means! Good luck to him, and let the Court know we consulted and consent.

Take care

J

Sent from my iPhone

On May 13, 2017, at 1:38 PM, Andrew Lindemann <alindemann@DML-LAW.com> wrote:

John:

My Initial Appellant's Brief is due in this appeal on Monday. Would you kindly consent to an additional 30-day extension? I had two Fourth Circuit briefs due last week as well as oral argument on Thursday in the Court of Appeals. Plus, my son is in the HS baseball championship series for Flora this week – in fact, I am leaving for game one in a couple of minutes. He is also graduating next week – so a bunch going on.

I would definitely appreciate the courtesy.

Let me know when you get a chance.

Thanks.

Andrew

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
John C. Hayes, III, Circuit Court Judge

Appellate Case No. 2016-002556
Case No. 2014-CP-46-1307

RECEIVED
MAY 15 2017
SC Court of Appeals

Russell Shane Carter, Respondent-Appellant,

v.

Bruce Bryant, as Representative for the Office of the
York County Sheriff, Appellant-Respondent.

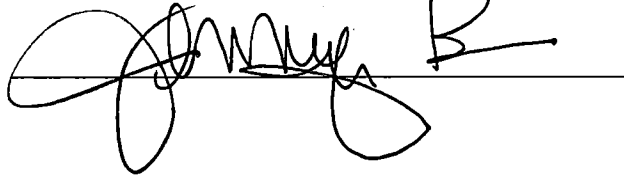
CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Appellant-Respondent, does hereby certify that service of **Appellant-Respondent'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 15th day of May 2017:

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

J. Christopher Mills, Esquire
Post Office Box 8475
Columbia, South Carolina 29202

Alex T. Postic, Esquire
1830 Marion Street
Columbia, South Carolina 29201

A handwritten signature in black ink, appearing to read "Alex T. Postic", is written over a horizontal line. The signature is stylized with large loops and a long horizontal stroke at the end.

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

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

May 15, 2017

*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: Russell Shane Carter v. Bruce Bryant, as Representative for the
Office of the York County Sheriff
Appellate Case Number: 2016-002556
Civil Action Number: 2014-CP-46-1307
Claim Number: 58922
Our File Number: 103.9486

RECEIVED

MAY 15 2017

SC Court of Appeals

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of **Appellant-Respondent'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 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/jmb
Enclosures

↓

The Honorable Jenny Abbott Kitchings
May 15, 2017
Page Two

cc: (w/ Enclosure)

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

J. Christopher Mills, Esquire
Post Office Box 8475
Columbia, South Carolina 29202

Alex T. Postic, Esquire
1830 Marion Street
Columbia, South Carolina 29201