

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

Deborah Brooks Durden, Administrative Law Judge

Docket No. 16-ALJ-30-0293-AP

L'Tonya Scott,Appellant,

v.

South Carolina Public Employee Benefit Authority,
Employee Insurance Program,..... Respondent.

MOTION FOR EXTENSION OF TIME FOR FILING OF FINAL BRIEFS

James T. Hedgepath
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SEP 18 2017

SC Court of Appeals

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Attorneys for Respondent

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Respondent South Carolina Public Employee Benefit Authority, Employee Insurance Program (“Respondent”) moves, pursuant to Rule 240 of the South Carolina Rules of Appellate Procedure, for an extension of time for the parties to file their final briefs in this matter. Respondent bases this motion on the following grounds:

- (1) Concurrent with the filing of this Motion, Respondent is filing a Motion to Amend Respondent’s Designation of Matter to be Included in the Record on Appeal and to Supplement the Record on Appeal (“Motion to Amend”). Respondent’s Motion to Amend requests that this Court allow Respondent to amend its Designation of Matter to be Included in the Record on Appeal and to supplement the Record on Appeal, which Appellant served on Respondent on or about September 5, 2017.
- (2) The current deadline for the parties to file their respective final briefs is September 25, 2017.
- (3) In the event that this Court grants Respondent’s Motion to Amend, it will be necessary for Respondent to file the supplement to the Record on Appeal and for the parties to properly cite in their final briefs the documents included in the supplement to the Record on Appeal.
- (4) In order for the parties to submit final briefs with complete and correct citations to the Record on Appeal, it is necessary to extend the time within which the parties must file their final briefs. Accordingly, Respondent requests that this Court extend the deadline for the filing of the parties’ final briefs until a date twenty (20) days after Respondent’s filing of the supplement to the Record on Appeal.

- (5) Counsel for Respondent has consulted with Appellant's counsel regarding this request to extend the deadline for the filing of the parties' final briefs and Appellant's counsel has consented to this request.

For these reasons, Respondent respectfully requests that this Court extend the deadline for the parties to file their final briefs until a date twenty (20) days after Respondent's filing of the supplement to the Record on Appeal. Respondent further requests that the current deadline be stayed during the pendency of this motion.

September 18, 2017



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I certify that I have served the Motion for Extension of Time for Filing of Final Briefs on Appellant L'Tonya Scott by depositing a copy of same in the United States Mail, postage prepaid, on September 18, 2017, addressed to Appellant's attorney of record, M. Leila Louzri, Esquire, Foster Law Firm, LLC, Post Office Box 2123, Greenville, South Carolina 29602.

September 18, 2017

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Michael T. Brittingham
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VIA HAND DELIVERY

September 18, 2017

Jenny Abbott Kitchings, Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211

**Re: L'Tonya Scott v. South Carolina Public Employee Benefit
Authority, Employee Insurance Program
Appellate Case No. 2017-000780**

Dear Ms. Kitchings:

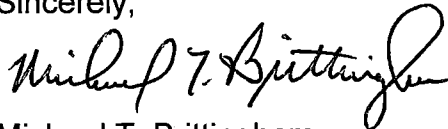
Please find enclosed the original and seven (7) copies of the following documents in the above-referenced case:

1. Motion to Amend Respondent's Designation of Matter to Be Included in the Record of Appeal and to Supplement the Record on Appeal, and Proof of Service; and

2. Motion for Extension of Time for Filing of Final Briefs, and Proof of Service.

Please file the originals and return one file-stamped copy to our courier. By copy of this letter, we are serving Appellant's counsel with a copy of each of the documents referenced above. Please contact me if you have any questions or if I can be of assistance.

Sincerely,



Michael T. Brittingham

MTB:gb
Enclosures

cc: M. Leila Louzri, Esquire – (w/encs., via U.S. Mail)

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