

THE STATE OF SOUTH CAROLINA

In the Supreme Court

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SEP 22 2017

S.C. SUPREME COURT

APPEAL FROM LANCASTER COUNTY
Court of Common Pleas

Brian Gibbons, Circuit Court Judge

Case No. 2016-CP-12-1418

Jackie HarrisAppellant,

v.

Lancaster County Election Commission, Lancaster Municipal Election Commission, and
Linda Blackmon-Brace Respondents.

MOTION TO FILE REPLY BRIEF OUT OF TIME

Appellant, through her undersigned counsel, respectfully petitions this Court for leave to file her finalized Reply Brief out of time.

Appellant timely filed and served her Reply Brief in the case, addressing issues raised by the Respondent Linda Blackmon-Brace in her Initial Brief. However, Appellant has recently discovered that, although she timely filed and served the Reply Brief on all parties, she inadvertently neglected to include it in her Final Brief filed with the Court.

The Court issued its opinion on September 7, 2017, finding dispositive issues that Appellant had addressed in her Reply. However, Appellant's arguments on these issues were not considered in the ruling due to the fact that the Final Reply Brief was not filed with the Court..

No parties will be prejudiced by allowing Appellant to file her Final Reply Brief out of time because all parties – the Lancaster Elections Commission, the Lancaster Municipal Elections Commission (by and through the City of Lancaster), and Linda Blackmon-Brace (by and through her attorney) – received the Reply Brief in a timely manner.

Appellant asks the Court to now accept her Final Reply Brief out of time, and consider the arguments contained therein, as well as in the Petition for Rehearing filed contemporaneously herewith.

Respectfully Submitted,

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Attorney for Appellant Jackie Harris

Lancaster, South Carolina

September 22, 2017

PROOF OF SERVICE

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SEP 22 2017

Jackie Harris, Appellant,
vs. S.C. SUPREME COURT
Lancaster County Election Commission, Lancaster Municipal Election Commission, and
Linda Blackmon-Brace, Respondents

Appellate Case No. 2017-000423
Case No. 2016-CP-29-1418

The undersigned hereby certifies that an copy of the **Appellant's Motion to File Out Of Time and Petition for Rehearing** in the above case were served upon Robert E. Tyson, Esq., John L. Weaver, Esq. and Mitchell A. Norrell, Esq. the Respondents in the referenced case, by depositing a copy in the United States Postal Mail Services on September 22, 2017, with sufficient postage annexed thereto, addressed as follows:

Robert E. Tyson, Jr.
Vordman Carlisle Traywick, III
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Attorney for Lancaster County Election Commission

Mitchell A. Norrell
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Attorney for Lancaster County

Mailed on this 22nd day of September, 2017.

A handwritten signature in cursive script that reads "Amanda Dickinson". The signature is written in black ink and is positioned above a horizontal line.

Amanda T. Dickinson

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