

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

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

RECEIVED

OCT 10 2017

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

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 RESPONDENT'S BRIEF**

The Appellant-Respondent Bruce Bryant respectfully moves this Court for an additional 15-day extension of time until October 26, 2017, by which to file and serve his Initial Respondent'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 Respondent's Brief of the Appellant-Respondent is currently due to be filed and served on October 11, 2017.

2. The undersigned counsel for the Appellant-Respondent requires this additional time to prepare the Initial Respondent's Brief because of other obligations and deadlines, which include a federal court summary judgment motion and memorandum due on October 13, 2017, and a Brief in Opposition due in the United States Supreme Court on October 16, 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 October 26, 2017, by which to file and serve his Initial Respondent's Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY: 

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

*Counsel for Appellant-Respondent
Bruce Bryant*

Columbia, South Carolina
October 10, 2017

Andrew Lindemann

From: Blake Hewitt <blake@bluesteinattorneys.com>
Sent: Tuesday, October 10, 2017 10:14 AM
To: Andrew Lindemann
Cc: Erin Bridges; Jennifer M. Baker
Subject: RE: Carter v. Bryant appeal

Good morning Andrew.

John is still riding herd over this case but will not mind my consenting.

Good luck with your other filings. Inordinate deadline pressure is no fun.

-BH

Blake Hewitt
BLUESTEIN THOMPSON SULLIVAN LLC
(843) 665-9779
blake@bluesteinattorneys.com

From: Andrew Lindemann [<mailto:alindemann@DML-LAW.com>]
Sent: Tuesday, October 10, 2017 9:30 AM
To: Blake Hewitt
Cc: Erin Bridges; Jennifer M. Baker
Subject: Carter v. Bryant appeal
Importance: High

Blake:

I am assuming that you have taken over this appeal for John. My initial respondent's brief is due on Wednesday. Because of a federal summary judgment motion and a brief due to the US Supreme Court on Monday (on which I am behind), I need to ask the Court for another short extension. I want to ask for 15 days. Will you consent to that? Thanks.

Andrew

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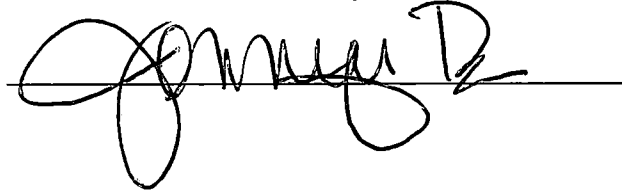
CERTIFICATE OF SERVICE

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 Respondent'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 October 2017:

John S. Nichols, Esquire
Blake A. Hewitt, 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 cursive and stylized, with a large initial "A" and a distinct "P" at the end.

DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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Andrew F. Lindemann*
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Daniel C. Plyler
Joel S. Hughes
David A. DeMasters
Steven R. Spreetwers
Brandon M. Briggs

October 10, 2017

Of Counsel
Kenneth P. Woodington

*Also Admitted In North Carolina
†Certified Mediator

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

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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 Respondent'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
October 10, 2017
Page Two

cc: (w/ Enclosure)

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