

THE STATE OF SOUTH CAROLINA

In the Supreme Court

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OCT 27 2017

S.C. SUPREME COURT

APPEAL FROM LANCASTER COUNTY
Court of Common Pleas

Brian Gibbons, Circuit Court Judge

Appellate Case No. 2017-000423
Case No. 2016-CP-12-1418

Jackie Harris Appellant,

v.

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

MOTION TO FILE RETURN OUT OF TIME


Appellant, through her undersigned counsel, respectfully petitions this Court for leave to file her Return to Opposition to Respondent Linda Blackmon-Brace's Motion for Costs out of time.

Appellant did not receive Blackmon-Brace's Motion for Costs until Tuesday, October 17, 2017. Pursuant to Rule 240(e), "any party opposing a motion or petition shall have ten (10) days from the date of service thereof," which Appellant mistakenly calculated as being Friday, October 27, 2017. However, the proof of service filed with the Court by Blackmon-Brace stated that the Motion was served on October 13, 2017.

Appellant asks the Court to allow her to file this Return to Blackmon-Brace's Motion for Costs out of time, and consider the arguments contained therein.

Respectfully Submitted,

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Attorney for Appellant Jackie Harris

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

Jackie Harris,

Appellant,

v.

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

Respondents.

PROOF OF SERVICE

I certify that I have served the Appellant's Motion to File Return Out of Time in Opposition to Respondent Linda Blackmon-Brace's Motion for Costs on all parties by depositing a copy of it in the United States Mail, postage prepaid, on October 27, 2017, addressed as follows:

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October 27, 2017