

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Jocelyn Newman, Circuit Court Judge

Appellate Case No. 2017-001124
Case No. 2012-CP-40-2456

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JAN 09 2018
SC Court of Appeals

Reginald Andre Blanding, Wanda Blanding, and
Brittani Blanding, by and through her Guardian ad Litema,
Reginald Andre Blanding and Wanda Blanding,..... Plaintiffs,

Of whom, Reginald Andre Blanding, Wanda Blanding and
Brittani Blanding are Appellants,

v.

Leon Lott, in his official capacity, Respondent.

**MOTION TO ACCEPT
FILING OUT OF TIME**

The Respondent Leon Lott, respectfully moves this Court to accept the Initial
Brief of Respondent and Respondent's Designation of Matter to be Included in the
Record on Appeal for filing one day out of time.

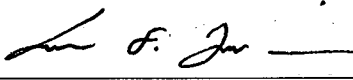
The Respondent's motion is based on the following grounds:

1. The Initial Brief of Respondent and Respondent's Designation of Matter to be Included in the Record on Appeal were due to be filed by January 5, 2017.

2. The undersigned counsel for the Respondent was unable to complete the preparation of the Initial Brief of Respondent and Respondent's Designation of Matter to be Included in the Record on Appeal by the deadline, because of an illness. After drafting two appellate briefs on consecutive days, the undersigned experienced a migraine headache that prevented him from working into the evening to complete the drafting and finalization of the Initial Brief on January 5, 2017. Because of that illness, an additional day is requested to complete the briefing, and the Court is respectfully requested to accept the brief one day out of time. The undersigned has a long history of working with Appellant's counsel who it is anticipated will have no objection.

WHEREFORE, the Respondent Leon Lott respectfully requests that the Court accept the filing of his Initial Brief of Respondent and Respondent's Designation of Matter to be Included in the Record on Appeal one day out of time.

DAVIDSON & LINDEMANN, P.A.

BY: 

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

Counsel for Respondent Leon Lott

Columbia, South Carolina

January 6, 2018

CERTIFICATE OF SERVICE

The undersigned employee of Davidson & Lindemann, P.A., counsel for the Respondent Leon Lott, does hereby certify that service of the **Motion to File Brief Out of Time** 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 address clearly indicated on said envelope this the 6th day of January 2018:

Deborah J. Butcher, Esquire
Robert J. Butcher, Esquire
Post Office Box 486
Manning, South Carolina 29102



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SC Court of Appeals

DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

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January 6, 2018

*Also Admitted In North Carolina
†Certified Mediator

Of Counsel
Kenneth P. Woodington

Writer's Email: alindemann@dml-law.com

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Reginald Andre Blanding, Wanda Blanding, and Brittani Blanding v. Leon Lott, in his official capacity
Appellate Case Number: 2017-001124
Civil Action Number: 2012-CP-40-2456
Our File Number: 314.8960

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Motion to File Brief Out of Time** in the above referenced matter. Please file the original and return a clocked-in copy to me in the enclosed envelope. 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/
Enclosures

cc: Deborah J. Butcher, Esquire (w/ Enclosures)
Robert J. Butcher, Esquire (w/ Enclosures)

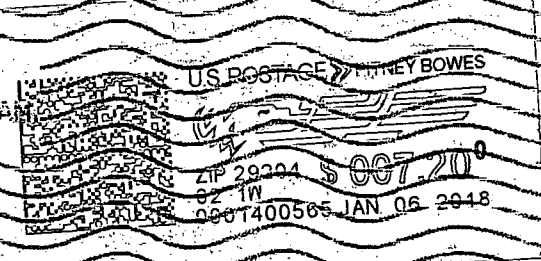
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