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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM OCONEE COUNTY
In The Circuit Court

Honorable R.Lawton McIntosh, Circuit Court Judge

RECEIVED

JAN 17 2018

SC Court of Appeals

Appeal No.: 2017-002564

Martha "Linda" Lusk, Ph.D.....Appellant

v.

Jamie L. Verderosa.....Respondent

**CONSENT PETITION FOR EXTENSION AND
TO ACCEPT BRIEF OUT OF TIME**

The undersigned attorney, on behalf of the Appellant, petitions this Court to grant Appellant an extension until January 12, 2018, for Appellant to file her Initial Brief by U.S. Mail and to Accept Appellant's Initial Brief Out of Time for good cause shown.

As grounds for this Motion, Appellant's counsel asserts that she had renal cell carcinoma on her left kidney that was operatively treated last January in 2017. As part of routine follow-up testing in late November, 2017, a new lesion became apparent on counsel's right kidney. The undersigned was then required to undergo additional testing and diagnoses and was out of the office in early December attending to such matters and the Appellant's Brief due date was erroneously calendared based on the date the Notice of Appeal was filed with the Court rather than the date that it was served on Respondent. This error was discovered today and has been addressed immediately.

✓

Accordingly, Appellant requests that for good cause shown this Court accept her Initial Brief out of time and grant an extension until January 12, 2018, for it to be filed by U.S. Mail.

Counsel for Respondent, Jeff C. Kull, Esq. consents to this motion.



Candy Kern-Fuller (SC Bar No. 11392)
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January 11, 2018

Attorney for Appellant

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v.

Jamie L. Verderosa.....Respondent.

PROOF OF SERVICE

I certify that I have filed an original and six copies of the Consent Petition For Extension and to Accept Brief Out of Time and Proof of Service with the Clerk of the South Carolina Court of Appeals, by depositing a copy of it in an envelope via the United States First Class Certified Mail on January 11, 2018 addressed to:

The Honorable Jenny Abbott Kitchings
P.O. Box 11629
Columbia, SC 29211

I further certify that I have served the Consent Petition For Extension And To Accept Brief Out of Time on Jamie L. Verderosa, by depositing a copy of it in an envelope via the United States Mail, Certified Mail, Return Receipt Requested, with proper postage affixed thereto, on January 11, 2018, addressed to her attorney of record:

Jeffrey C. Kull, Esquire
4406-B. Forest Drive
Columbia, SC 29206



Candy Kern-Fuller, Esq. (SC Bar No. 11392)

UPSTATE LAW GROUP, LLC

200 E. Main Street

Easley, SC 29640

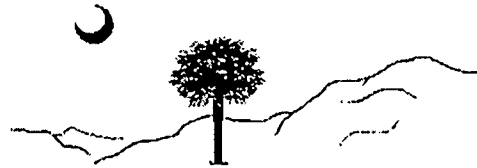
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ATTORNEY FOR APPELLANT

January 11, 2018



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Candy M. Kern-Fuller, Esq.
Managing Partner

Howard E. Sutter, III, Esq.
Partner

January 11, 2018

VIA FACSIMILE AND U.S. MAIL

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals

Attn: Elizabeth
P.O. Box 11629
Columbia, SC 29211

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JAN 17 2018

SC Court of Appeals

Re: Martha "Linda" Lusk, Ph.D. v. Jami Verderosa
Appeal No.: 2017-002564

Dear Ms. Kitchens:

Pursuant to SCRAP 240, please find attached the Appellant's Petition for Extension and to Accept Appellant's Brief Out of Time to allow Appellant's Brief to be filed by U.S. Mail tomorrow, January 12, 2018. Counsel for Respondent, Jeffrey C. Kull, Esq., consents to this Motion and is copied on this correspondence. Enclosed is our check for in the amount of \$25.00 for our filing fee.

Please advise as to whether you require anything further in this matter.

With kindest regards,

Candy M. Kern-Fuller, Esq.

cc: Mr. Jeffrey C. Kull, Esq.
Client



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JAN 17 2018

SC Court of Appeals

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