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December 27, 2012

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## **Hand Delivered**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, South Carolina 29201

RE: Bharatbhai Patel v. South Carolina Department of Public Safety  
SCCA Case Tracking Number: 2012-213332  
Civil Action Number: 2011-CP-29-1340  
Claim Number: SCL00641  
Our File Number: 345.8564

**RECEIVED**

DEC 27 2012

**SC Court of Appeals**

Dear Ms. Kitchings:

This letter is to request an extension of time to file the Initial Brief of Respondent South Carolina Department of Public Safety (SCDPS) and its Designation of Matter to be Included in the Record on Appeal in the above referenced appeal because counsel for the Respondent SCDPS has not yet received a copy of the transcript of the motion hearing which is needed to prepare the Initial Brief.

Upon information and belief, counsel for the Appellant did not request the transcript of the motion hearing nor obtain the written consent of all parties to forego ordering the transcript as required by Rule 207(a)(1), SCACR. On December 13, 2012, I made a request to the court reporter for the transcript, and at her request, provided prepayment for that transcript on December 17, 2012. The transcript, however, has not yet been received.

I would, therefore, request that the Respondent SCDPS be given thirty days beyond receipt of the requested transcript to file its Initial Brief and Designation of Matter to be Included in the Record on Appeal. If you require a formal motion for this relief, please advise.

I have not enclosed my firm's \$25.00 check for the filing fee since the Respondent SCDPS, as a state agency, is exempt from that fee.

Thank you for your consideration of this request.

The Honorable Jenny Abbott Kitchings  
December 27, 2012  
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Sincerely,

DAVIDSON & LINDEMANN, P.A.



Andrew F. Lindemann

AFL/jmb

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