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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

In the Courts of Common Pleas of Beaufort and Florence Counties
Trial Court Case Nos. 2016-ES-07-00302, 2016-CP-21-01435, and 2015-ES-21-00778
The Honorable Kenneth E. Fulp, Jr. and
The Honorable Roger L. Couch

Appellate Case No. 2017-002290

Deborah B. Harwell Respondent/Appellant

v.

Robert Bryan Harwell, individually and as the Personal
Representative of the Estate of David W. Harwell; and the South
Carolina Department of Health and Environmental Control,
Division of Vital Records Defendants

Of whom Robert Bryan Harwell, individually and as the Personal
Representative of the Estate of David W. Harwell is the Respondent/Appellant

And the South Carolina Department of Health and Environmental
Control, Division of Vital Records is the Respondent

v.

Law Office of Deirdre W. Edmonds, P.A. and Deirdre W.
Edmonds, individually Appellants/Respondents

**CONSENT MOTION FOR EXTENSION OF TIME TO FILE INITIAL REPLY
APPELLANTS' BRIEF AND DESIGNATION OF MATTER FOR INCLUSION IN THE
RECORD ON APPEAL OF APPELLANTS/RESPONDENTS LAW OFFICE OF DEIRDRE W.
EDMONDS, P.A. AND DEIRDRE W. EDMONDS, INDIVIDUALLY**

M. Dawes Cooke, Jr., Esq.
Barbara J. Wagner, Esq.
Barnwell, Whaley, Patterson & Helms, LLC
288 Meeting Street, Suite 200 (29401)
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Charleston, SC 29402
(843) 577-7700 Fax: (843) 577-7708
Attorneys for Appellants/Respondents

Other Counsel of Record:

Kevin M. Barth, Esq.
Ballenger, Barth, Hoefer and Lewis, L.L.P.
P.O. Box 107
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*Attorney for Respondent/Appellant Robert Bryan
Harwell, individually and as the Personal
Representative of the Estate of David W. Harwell*

Gena Phillips Ervin, Esq.
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PO Box 2527
504 S. Colt Street
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*Attorney for Respondent/Appellant Robert Bryan
Harwell, individually and as the Personal
Representative of the Estate of David W. Harwell*

Blake A. Hewitt, Esq.
Bluestein Thompson Sullivan, LLC
PO Box 7965
Columbia, SC 29202
*Attorney for Respondent/Appellant Robert Bryan
Harwell, individually and as the Personal
Representative of the Estate of David W. Harwell*

Deborah B. Harwell, *Pro Se*
1459 River Highway
Mooresville, NC 28117
Respondent/Appellant

John Harleston
S.C. Department of Health and Environmental
Control
2600 Bull Street
Columbia, SC 29201

AND NOW COME Appellants/Respondents Law Office of Deirdre W. Edmonds, P.A. and Deirdre W. Edmonds (collectively "Attorney Edmonds") and file the following Consent Motion for Extension of Time to File Initial Reply Appellants' Brief and Designation of Matter for Inclusion in the Record on Appeal:

1. Respondent/Appellant Robert Bryan Harwell, individually and as the Personal Representative of the Estate of David W. Harwell, served his Initial Respondents' Brief in this appeal on July 31, 2018.

2. As a result, pursuant to S.C.R.A.P., Rule 208(a)(3), the Initial Reply Appellant's Brief and Designation of Matter for the Record on Appeal of Appellant/Respondent Attorney Edmonds are due on August 10, 2018.

3. In order to have time to sufficiently prepare a response, Appellant/Respondent Attorney Edmonds respectfully requests a fourteen (14) day extension to file her Initial Reply Appellants' Brief and Designation of Matter for the Record on Appeal in this matter.

4. With the extension, Appellant/Respondent Attorney Edmonds' Initial Reply Appellants' Brief and Designation of Matter for the Record on Appeal would then be due on August 24, 2018.

5. Appellant/Respondent Attorney Edmonds has not previously requested an extension of time to file her Initial Reply Appellants' Brief and Designation of Matter for the Record on Appeal.

6. Appellant/Respondent Attorney Edmonds' counsel will be out-of-state on a previously planned family trip from August 4-11, 2018.

7. Appellant/Respondent Attorney Edmonds' counsel believes that the requested extension will not unduly delay the disposition of this appeal or prejudice any party.

8. Counsel for Respondent/Appellant Robert Bryan Harwell, individually and as the Personal Representative of the Estate of David W. Harwell has graciously consented to the requested extension.

August 3, 2018

BARNWELL WHALEY PATTERSON &
HELMS, LLC

By: 
M. Dawes Cooke, Jr., Esq.

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Attorneys for Appellants/Respondents

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Deborah B. Harwell Respondent/Appellant

v.

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Of whom Robert Bryan Harwell, individually and as the Personal
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And the South Carolina Department of Health and Environmental
Control, Division of Vital Records is the Respondent

v.

Law Office of Deirdre W. Edmonds, P.A. and Deirdre W.
Edmonds, individually Appellants/Respondents

PROOF OF SERVICE

I certify that I have served the Consent Motion for Extension of Time to File Initial Reply Appellants' Brief and Designation of Matter for Inclusion in the Record on Appeal of Appellants/Respondents on the above-referenced Respondents/Appellants by depositing a copy of it in the United States Mail, postage prepaid, on August ___, 2018, addressed to them or to their attorneys of record:

Kevin M. Barth, Esq.
Ballenger, Barth, Hoefler and Lewis, L.L.P.
P.O. Box 107
Florence, SC 29503
Attorney for Respondent/Appellant Robert Bryan

Harwell, individually and as the Personal Representative of the Estate of David W. Harwell

Gena Phillips Ervin, Esq.
Orr Elmore & Ervin, LLC
PO Box 2527
504 S. Colt Street
Florence, SC 29503

Attorney for Respondent/Appellant Robert Bryan Harwell, individually and as the Personal Representative of the Estate of David W. Harwell

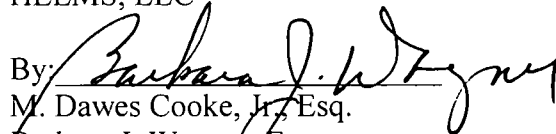
Blake A. Hewitt, Esq.
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Attorney for Respondent/Appellant Robert Bryan Harwell, individually and as the Personal Representative of the Estate of David W. Harwell

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1459 River Highway
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Respondent/Appellant

John Harleston
S.C. Department of Health and Environmental Control
2600 Bull Street
Columbia, SC 29201

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HELMS, LLC

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Attorneys for Appellants/Respondents



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bwagner@barnwell-whaley.com

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SC Court of Appeals

August 3, 2018

VIA FEDERAL EXPRESS

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: Deborah B. Harwell v. Robert Bryan Harwell, individually and as Personal Representative of the Estate of David W. Harwell, and South Carolina Department of Health and Environmental Control Division of Vital Records, and Law Office of Deirdre W. Edmonds, PA; and Deirdre W. Edmonds, individually

Case No.: 2016-CP-21-1435
Appellate Case No.: 2017-002290

Dear Ms. Kitchings:

Enclosed for filing please find the original and seven (7) copies of a Consent Motion for Extension of Time to File Initial Reply Appellants' Brief and Designation of Matter for Inclusion in the Record on Appeal of Appellants/Respondents Law Office of Deirdre W. Edmonds, P.A. and Deirdre W. Edmonds, individually. Also, please find enclosed the original and one (1) copy of a Proof of Service and my firm's check in the amount of Twenty-Five Dollars (\$25.00) for the filing fee. Please find the Motion and Proof of Service and return clocked copies to me in the envelope provided.

By copy of this letter, I am serving a copy of the enclosed Consent Motion upon counsel of record.

Sincerely,

Barbara J. Wagner
Barbara J. Wagner

BJW/cl
Enclosures

www.barnwell-whaley.com

SOUTH CAROLINA OFFICE:
288 Meeting Street, Suite 200, Charleston, SC 29401
P 843.577.7700 F 843.577.7708

NORTH CAROLINA OFFICE:
1427 Military Cutoff Road, Suite 202, Wilmington, NC 28403
P 910.679.1388 F 910.679.4663

REPRESENTING CLIENTS IN ALL COURTS IN SOUTH CAROLINA AND NORTH CAROLINA AND IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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