

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY
Court of Common Pleas
Case No. 2017-CP-46-01617

RECEIVED
JAN 22 2019
SC Court of Appeals

John C. Hayes, III, Special Circuit Court Judge

Appellate Case No. 2017-002616

City of Rock Hill,

Appellant,

v.

Andrew R. Maupin,

Respondent.

MOTION TO PERMIT LATE FILING OF RECORD ON APPEAL

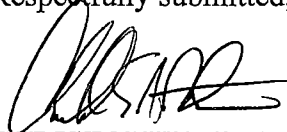
The Appellant, City of Rock Hill, moves to permit late filing of the initial reply brief of the Appellant. In support of the motion Appellant would note the following.

1. Appellant and Respondent filed a motion requesting approval of a settlement agreement in this matter. In an order dated December 5, 2018 this Court denied the parties request to approve the settlement agreement.
2. Respondent has not filed a responsive brief in this matter so the Appellant assumed that additional time would be granted for Respondent to file their initial brief before the filing of the Record on Appeal.

3. The Deputy Clerk of the South Carolina Court of Appeals sent a letter dated January 11, 2019 and received on Monday January 14, 2019 requesting Appellant file the Record on Appeal and serve a copy on the Respondent. Appellant participated in three jury trials the week of January 14-18, 2019 of which two proceeded to verdict. Appellant upon the completion of the jury trials prepared the Record on Appeal as requested.

4. Appellant's failure to file the Record on Appeal was not intended for the purpose of delay, rather, it was a misapprehension of the timeline for filing the document. Appellant respectfully requests that the Record on Appeal be accepted for late filing.

Respectfully submitted,



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ATTORNEY FOR APPELLANT

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas
Case No. 2017-CP-46-01617

JOHN C. HAYES, III, Circuit Court Judge

Appellate Case No. 2017-002611

RECEIVED

JAN 22 2019

SC Court of Appeals

The City of Rock Hill,

Appellant,

v.

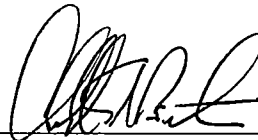
Andrew R. Maupin,

Respondent.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the Motion for Late Filing of the Record on Appeal and the Record on Appeal was served upon opposing counsel by mailing a copy via regular U.S. Mail on the 18th day of January, 2019, to Michael L. Brown, Jr., Attorney for Respondent Post Office Box 1025 Rock Hill, South Carolina 29730.

I also certify that all parties required by Rule 203(b) SCACR to be served have been served.



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