

**McDANIEL LAW FIRM**  
ATTORNEYS AND COUNSELORS AT LAW  
1315 ELMWOOD AVENUE  
COLUMBIA, SOUTH CAROLINA 29201

Proudly representing injured workers  
for over 30 years.

Preston F. McDaniel

Telephone (803) 771-7211

Matthew Robertson

Facsimile (803) 252-0709

February 7, 2019

VIA FACSIMILE - 734-1839  
AND US MAIL  
Honorable V. Claire Allen  
Deputy Clerk  
SC Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29211

**RECEIVED**  
FEB 07 2019  
SC Court of Appeals

**RE: Pamela Cartee v. SCJD (Preston F. McDaniel)  
Appellate Case No. 2018-001234**

Dear Ms. Allen:

I am in receipt of your letter of January 25, 2019 informing us of and attaching a copy of the Order of Judge McDonald denying our Motion to Dismiss our appeal without prejudice.

To my knowledge, we have not previously requested any extension for the filing of a Brief or the Record on Appeal, and I would appreciate clarification of your letter, stating our appeal would be dismissed if we did not file by February 25<sup>th</sup>, as to whether or not the processing of this appeal will be handled under the Rules in its normal fashion, and particularly as to the granting of extensions for filing Briefs, the Record, etc., once we get to that point.

While there has been a lot of time involved concerning the caption; the other Declaratory Judgment action in the Circuit Court and whether or not the Declaratory Judgment action would proceed versus the appeal; and whether or not the appeal should be dismissed and while I anticipate there will be further time necessary before we actually come to the filing our Brief as I anticipate filing several different Motions; again, to my knowledge we have not requested any extension of time in reference to the normal briefing process.

I would appreciate a response as soon as possible so that I know how to proceed. I am not asking for anything in reference to the normal briefing process, that I would not ask for in reference to any brief that I have ever submitted to the Court.

Honorable V. Claire Allen  
February 7, 2019  
Page 2

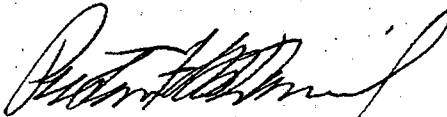
As you are aware, a first 30-day extension is without question usually granted to any party upon request. Because of my Court schedule and the timing of the Court's Order, I anticipate requesting an extension.

I am sure that wording was just simply an oversight in reference to the amount of time that has transpired in reference to the other issues involved in the case but would appreciate being advised of that.

Ms. Allen, you and I have known each other a long time. I appreciate all the courtesies and kindnesses shown to me by the Court and I look forward to moving forward in this very unfortunate situation.

By copy of this letter I am notifying all Counsel of Record of this communication and request. To my knowledge the other Counsel of Record of which I have been advised are the attorneys for the Attorney General's office that have been assigned to this case for purposes of the appeal are T. Parkin Hunter, Esquire and Harley L. Kirkland, Attorney at Law.

Sincerely yours,



Preston F. McDaniel

PFM/kth  
Enclosure

cc: T. Parkin Hunter, Esquire  
Harley L. Kirkland, Attorney at Law  
John M. Milling, Esquire

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FAX TRANSMISSION COVER SHEET

FEB 07 2019

SC Court of Appeals

Date:

February 7, 2019

From:

Preston F. McDaniel

To:

Honorable V. Claire Allen

Fax Number Called:

734-1839

Regarding:

Carter v. SCD; Case # 208-00234

Comments:

Please see attached letter.

Thank you in advance

We are transmitting 3 pages, including face sheet.

If you have any problems with this transmission, please call me at 803-771-7211.

Transmitted from Fax Number 803-252-0709

Transmitted by:

pm

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