

THE STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

APPEAL FROM DARLINGTON COUNTY

Roger E. Henderson, Circuit Judge

Case No. 2015CP1600788

Appellate Case No. 2018-001442

RECEIVED

JUN 10 2019

SC Court of Appeals

In the Matter of the Care and Treatment of
Larry James Tyler

Appellant.

THIRD MOTION FOR EXTENSION OF TIME

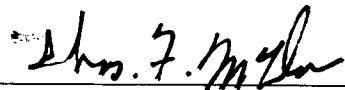
I move for an extension of time until June 19, 2019, to file the Initial Brief of Appellant. This is the third request for an extension. The brief is due today under the Order dated May 9, 2019, which also provided there would be no further extension absent extraordinary circumstances. These are the extraordinary circumstances:

- One of the two full time paralegals has been out with a chronic illness for April and May, which is continuing. She has also been out during this extension.
- I have worked extensively on Appellate Case No. 2019-000201, since April 5, 2019. The Initial Brief of Appellant and Designation of Matter to Be Included in the Record on Appeal were filed yesterday.
- This is a *pro bono* appeal, which is much more difficult than I anticipated. In more than 100 appeals over 50 years, I cannot recall a more difficult brief.
- I prepared The Designation of Matter to Be Included in the Record on Appeal. It is included with this Motion for filing. I have recorded more than 22.00 hours since the Second Motion for an Extension, exclusive of discussing issues with other lawyers and watching the oral argument in Montgomery versus Montgomery, a family court appeal involving the penile plethysmograph.
- I substantially completed the Initial Brief of Appellant today; however, I want to submit it to more experience co-counsel for comments, corrections, criticisms, questions, and suggestions and the edit the Brief.

- My wife Lucy fell and broke her knee on May 28, 2019, and underwent surgery on May 31, 2019.
- I reasonably anticipate completing this work by before the Court rules on this Motion.

Thomas F. McDow
McDow & Urquhart, LLC

Robert M. Dudek
David Alexander



Thomas F. McDow
Attorney for Appellants
514 Oakland Avenue, Second Floor
Post Office Box 891
Rock Hill SC 29731-6891
Telephone 803-327-4151

June 5, 2019

Other counsel of record are:

Alan McCrory Wilson
Deborah R. J. Shupe

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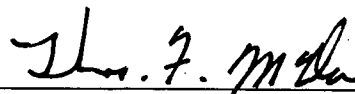
Appellant.

CERTIFICATE OF SERVICE

I certify that I have served the motion for extension of time on the respondent by depositing copies of it in the United States Mail, postage prepaid, on June 5, 2019, addressed to respondent's attorney of record:

Alan McCrory Wilson
Office of the S.C. Attorney General
Post Office Box 11549
Columbia, SC 29211-1549.

Deborah R. J. Shupe
Office of the S.C. Attorney General
Post Office Box 11549
Columbia SC 29211-1549



Thomas F. McDow
Attorney for Appellant
514 Oakland Avenue, Second Floor
Post Office Box 891
Rock Hill SC 29731-6891
Telephone 803-327-4151

June 5, 2019

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