

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
Court of Common Pleas

Grace Gilchrist Knie, Circuit Court Judge

Appellate Case No. 2018-001665
Case No. 2016-CP-42-2478

RECEIVED
JUN 25 2019
SC Court of Appeals

Betty Jean Perkins,

Respondent,

v.

South Carolina Department of Transportation,

Appellant.

**MOTION TO FILE RESPONDENT'S FINAL BRIEF
OUTSIDE OF DEADLINES**

The Respondent Betty Jean Perkins respectfully moves this Court for permission to file and serve her Final Brief outside of the filing deadlines set by Rule 211 of the South Carolina Appellate Court Rules.

The Respondent's motion is based on the following grounds:

1. That Appellant served the Record on Appeal on Respondent on May 15, 2019.
2. The Respondent's Final Brief was due to be filed and served on June 5, 2019.
3. The undersigned counsel for the Respondent required additional time to complete the Respondent's Final Brief because of other obligations and deadlines, including trial, mediations and out-of-town obligations.

4. Counsel for the Appellant South Carolina Department of Transportation has been consulted and has consented to the requested extension.

WHEREFORE, the Respondent Betty Jean Perkins respectfully requests that she be allowed to file and serve her Final Brief outside of the filing deadlines.

PETERS, MURDAUGH, PARKER,
ELTZROTH & DETRICK, P. A.

BY: 

John E. Parker (S.C. Bar #4442)
Neil E. Alger (S.C. Bar # 100530)
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Counsel for Respondent.

June 24, 2019

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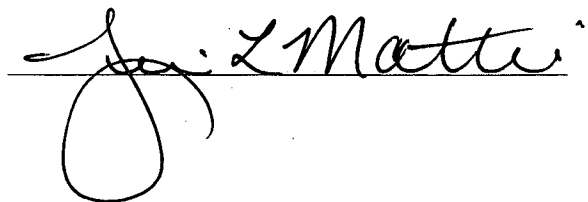
Appellant.

CERTIFICATE OF SERVICE

The undersigned employee of Peters, Murdaugh, Parker, Eltzroth & Detrick, PA, counsel for the Respondent Betty Jean Perkins, does hereby certify that service of the **Respondent's Motion to File Final Brief Outside of Deadlines** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 24th day of June, 2019:

Andrew F. Lindemann, Esq.
Lindemann, Davis & Hughes, P.A.
Post Office Box 6923
Columbia, South Carolina 29260

William McBee Smith, Esq.
Smith & Haskell Law Firm, LLP
218 East Henry Street
Spartanburg, South Carolina 29306



LAW OFFICES
PETERS, MURDAUGH, PARKER, ELTZROTH & DETRICK

PROFESSIONAL ASSOCIATION

OVER 100 YEARS OF LEGAL SERVICE-EST. 1910

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RANDOLPH MURDAUGH, JR.
(1915-1998)
J. ROBERT PETERS, JR.
(1927-2008)
J. PAUL DETRICK
(1948-2016)
CLYDE A. ELTZROTH, JR. - RET

June 24, 2019

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SC Court of Appeals

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The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

Re: Betty Jean Perkins v. South Carolina Department of Transportation
Appellate Case Number: 2018-001665
Civil Action No.: 2016-CP-42-02478

Dear Ms. Kitchings:

Enclosed for filing please find the original and fifteen copies of the **Final Brief of Respondent** along with the original and seven copies of the **Motion to File Respondent's Final Brief Outside of Deadlines** in the above referenced matter. Also enclosed is a check in the amount of \$50.00 for the motion filing fee. Please file the originals and return a clocked copy of each document to me in the enclosed envelope. By copy of this letter, I am serving copies on all counsel of record.

Please do not hesitate to contact me if you should have any questions.

With kind regards, I am

Sincerely,



Neil E. Alger

NEA/jlm
Enclosures

The Honorable Jenny Abbott Kitchings
June 24, 2019
Page 2

cc: (w/ enclosures)

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