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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY  
Court of Common Pleas

Clifton Newman, Circuit Court Judge

Case No. 2017-CP-32-02349  
Appellate Case No. 2019-000189

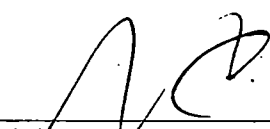
RECEIVED  
JUN 26 2019  
SC Court of Appeals

Melvin Bannister and Virginia Ricker.....Appellants

Delta Air Lines, Inc.....Respondent

MOTION TO ALLOW LATE FILING OF APPELLANTS' RESPONSE TO STRIKE  
PORTION OF APPELLANTS' INITIAL BRIEF AND DESIGNATION OF MATTER, AND  
REQUEST TO STAY TIME LIMITS FOR FILING RESPONDENT'S BRIEF

Pursuant to Rule 240 SCACR, Appellants Melvin Bannister and Virginia Ricker, move the Court to allow the late filing of the Response to Strike Portion of Appellants' Initial Brief and Designation of Matter, and Request to Stay Time Limits for Filing Respondent's Brief. The filing of the said Response was completed on June 18, 2019. Appellants' attorney would show that he was delinquent in filing the said Response due to the press of counsel's caseload and research for the unusual issues raised by Respondent's said Motion.

  
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Attorney for the Appellants

June 26, 2019

Other Counsel of Record:

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Attorney for the Respondent

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Melvin Bannister and Virginia Ricker.....Appellants,  
Delta Air Lines, Inc.....Respondent.

**PROOF OF SERVICE**

I hereby certify that I have served the Respondent's Motion to Allow Late Filing of the Appellants' Response to the Respondent's Motion to Strike Portion of Appellants' Initial Brief and Designation of Matter, And Request To Stay Time Limits For Filing Respondent's Brief on Delta Air Lines, Inc. by depositing a copy of it in the United States Mail, postage prepaid, on June 26, 2019, addressed to its attorney of record, Kelsey J. Brudvig, Esq., PO Box 12487, Columbia, SC 29211.

  
\_\_\_\_\_  
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June 26, 2019

**VIA HAND DELIVERY**

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

**Re: *Bannister, et al v. Delta***  
***Appellate Case No. 2019-000189***

Dear Ms. Kitchings:

Please find enclosed for filing an original and seven (7) copies of Appellant's Motion to Allow Late Filing of the Response to Respondent's Motion to Strike Portion of Appellants' Initial Brief and Designation of Matter. Also enclosed is my check for \$50.00, representing the filing fee of same.

By copy of this letter and enclosure, we are serving same on counsel of record.

Thank you for your time and attention. Should you have any question or concerns, please do not hesitate to contact me.

Respectfully,

  
Melvin Bannister

MDB/sr

Enclosures

cc: Kelsey Brudvig

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