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THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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SC Court of Appeals

APPEAL FROM YORK COUNTY
Daniel D. Hall, Special Circuit Court Judge

Appellate Case No. 2019-000359
Case No. 2017-CP-46-0302

David Miller,

Appellant,

v.

ENT & Face, P.A. and Brian Wilson, M.D.,.....

Respondents.

**MOTION FOR EXTENSION OF TIME TO
FILE INITIAL BRIEF OF RESPONDENTS**

The Respondents ENT & Face, P.A. and Brian Wilson, M.D. respectfully moves this Court for an additional fifteen-day extension of time until November 20, 2019, by which to file and serve their Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Respondents' motion is based on the following grounds:

1. After the Appellant filed his Amended Initial Brief, the Respondents' Initial Brief is currently due to be filed and served on November 5, 2019.

2. The undersigned counsel for the Respondents requires this additional time to complete the preparation and drafting of the Respondents' Initial Brief because of other obligations and deadlines, including numerous court appearances including a Supreme Court oral argument on October 29, 2019, and two other appellate briefs due on November 4 and 6, 2019.

3. Counsel for the Appellant has been consulted and has consented to the requested extension through November 20, 2019. (See attached email).

WHEREFORE, the Respondents ENT & Face, P.A. and Brian Wilson, M.D. respectfully request that they be allowed until November 20, 2019, by which to file and serve their Initial Brief and Designation of Matter to be Included in the Record on Appeal.

LINDEMANN, DAVIS & HUGHES, P.A.



BY: s/ Andrew F. Lindemann

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-and-

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Counsel for Respondents

November 1, 2019

Andrew Lindemann

From: Whitney Harrison <wharrison@mcgowanhood.com>
Sent: Friday, November 1, 2019 10:48 AM
To: Andrew Lindemann
Subject: Re: Miller vs. Wilson Appeal

Andrew,

I completely understand. Please take more than 15, if that makes it easier on your end. I consent to whatever amount of time you decide on.

WBH

On Nov 1, 2019, at 10:38 AM, Andrew Lindemann <Andrew@ldh-law.com> wrote:

Whitney:

I have a huge favor to ask. My initial brief in Miller is due on Tuesday. I have other briefs due Monday and Wednesday. Frankly, I have just been swamped of late. Would you kindly consent to an additional 15 day extension? I hate to ask that, but I really do need it. I'd like to get a motion filed this afternoon.

Thanks.

Andrew

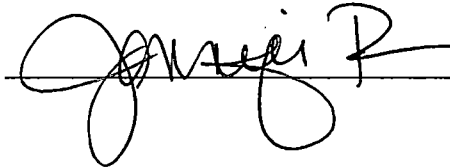
CERTIFICATE OF SERVICE

The undersigned employee of Lindemann, Davis & Hughes, P.A., counsel for the Respondents, does hereby certify that service of the **Motion for Extension of Time to File Initial Brief of Respondents** 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 1st day of November 2019:

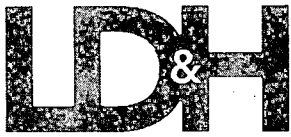
Chad A. McGowan, Esquire
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November 1, 2019

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Of Counsel

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Via Hand Delivery

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

RE: David Miller v. ENT & Face, P.A. and Brian Wilson, M.D.
Appellate Case Number: 2019-00359
Civil Action Number: 2017-CP-46-0302
Our File Number: 79.20150

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Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Motion for Extension of Time to File Initial Brief of Respondents** in the above referenced matter. Please file the original and return a clocked-in copy to me by way of my courier. I have also enclosed my firm's \$50.00 check for the filing fee. By copy of this letter, I am serving copies on all counsel of record.

Thank you for your assistance in this matter. If you have any questions, please advise.

Thank you for your assistance with this matter.

Sincerely,

LINDEMANN, DAVIS & HUGHES, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosures

The Honorable Jenny Abbott Kitchings
November 1, 2019
Page Two

cc: (w/ Enclosure)

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