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DEC 02 2019

SC Court of Appeals

November 29, 2019

VIA FAX (803) 734-1839

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

Re: ADDENDUM: Extraordinary circumstance and new evidence enclosed to show cause- Request Decision on November 12, 2019 (Unopposed) Motion for Extension of Time (3rd Final) To the Court Terry Capone, Appellant, v. City of Columbia, Employer, and Companion Third Party Administrator, LLC, Carrier, Respondent Case No.2019-000369

The Honorable Jenny Abbott Kitching, Clerk and SC Court of Appeals:

This is an Addendum to the letter sent on or about November 26, 2019 request for a decision in the above matter to show additional extraordinary circumstance and new evidence to show cause. I forgot to mention in the previous aforementioned request for a decision that despite my being physically and mentally unable to respond to this court, I was tasked with simultaneously responding to appeals against the same defendant in the following Courts, but was also unable to respond to those courts:

1. United States District Court District of South Carolina Case number 3:19-cv-02490-CMC-PJG
2. United States Court of Appeals for the Fourth Circuit Case number 19-2005 (3:12-cv-03369-CMC)

This was an extraordinary circumstance as all replies where due on or about November 12, 2019, after request for extensions. I am not a lawyer and even if my disabilities where removed, which they are not, this would be a monumental feat for even the most seasoned of lawyers that actually do this for a living, let alone a pro se litigant under disability as myself. As with this court, I requested additional extensions with those courts and have been given extensions to December 12, 2019, see attached evidence and all request will be final.

So again, I am respectfully requesting in the interest of justice a decision on November 12, 2019 (Unopposed) Motion for Extension of Time (3rd final) filed with this court and defendants Lawyers of record. This is my final request for an extension final record/briefing. I am not a lawyer. Thank you for any consideration you may give my request

With Regards,

Mr. Terry H. Capone
Fire Battalion Chief-Retired
130 Summerlea Drive
Columbia, SC 29203
(803) 622-6578
Email: tcapone@liberty.edu

FILED: November 18, 2019

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 19-2005
(3:12-cv-03369-CMC)

TERRY H. CAPONE

Plaintiff - Appellant

v.

CITY OF COLUMBIA

Defendant - Appellee

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SC Court of Appe

ORDER

Upon consideration of the motion for extension of the informal briefing schedule, the court extends the time for serving and filing the informal opening brief to 12/12/2019. No further extensions will be granted for filing the informal opening brief absent a showing of extraordinary circumstances.

For the Court--By Direction

/s/ Patricia S. Connor, Clerk

MIME-Version:1.0 From:SCDEFilingstat@scd.uscourts.gov To:scd_ecf_nef@localhost.localdomain
Bcc: Message-Id:<9359331@scd.uscourts.gov>Subject:Activity in Case 3:19-cv-02490-CMC-PJG
Capone v. Columbia, City of et al Order on Motion for Extension of Time to File Response/Reply
Content-Type: text/html

This is an automatic e-mail message generated by the CM/ECF system. Please DO NOT RESPOND to this e-mail because the mail box is unattended.

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U.S. District Court

District of South Carolina

Notice of Electronic Filing

The following transaction was entered on 11/15/2019 at 3:17 PM EST and filed on 11/15/2019

Case Name: Capone v. Columbia, City of et al

Case Number: 3:19-cv-02490-CMC-PJG

Filer:

Document Number: 14(No document attached)

Docket Text:

DOCKET TEXT ORDER granting granting for good cause shown [13] Second Motion for Extension of Time. Plaintiff's time to respond to the court's order (ECF No. [5]) is extended to December 12, 2019. Entered at the direction of Magistrate Judge Paige J. Gossett on 11/15/2019. (kkus,)

3:19-cv-02490-CMC-PJG Notice has been electronically mailed to:

3:19-cv-02490-CMC-PJG Notice will not be electronically mailed to:

Terry H. Capone
130 Summerlea Drive
Columbia, SC 29203