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THE STATE OF SOUTH CAROLINA
In The Court Of Appeals

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MAR 23 2020

APPEAL FROM GEROGETOWN COUNTY
Court of Common Pleas

SC Court of Appeals

Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No. 2020-000034

April Brooke Cox, as Personal
Representative of the Estate of Elijah
Cox, deceased,

Appellant,

v.

State Farm Mutual Automobile
Insurance Company and Glen Bauer, Jr.

Respondents,

RESPONDENT'S MOTION TO FILE OUT OF TIME AND TO OBTAIN AN EXTENSION
OF TIME

The Respondent, State Farm Mutual Automobile Insurance Company by and through its undersigned counsel requests this Court to allow it to file its Initial Brief and Designation of Matter out of Time.

Though the Respondent was served with the Notice of Appeal on February 12, 2020, the matter was misplaced and not put on calendar for preparation of Respondent's brief. It came to the attention of undersigned counsel that he was not waiting for a brief of Appellant, but instead was overdue in filing his brief. The Respondent requests the court grant a motion to file brief out of time and an extension until April 10, 2020 which would

be the within the deadline if an extension had been timely requested.

The undersigned has discussed the present motion with counsel for Appellant, who advises he consents to the relief requested herein. Accordingly, Respondent respectfully requests the Court to issue an Order granting it until April 10, 2020 to file its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

CLAWSON and STAUBES, LLC



Timothy A. Domin

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Attorney for State Farm Mutual Automobile
Insurance Company

Charleston, South Carolina
March 20, 2020

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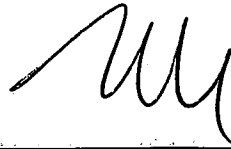
PROOF OF SERVICE

I certify that I have served the RESPONDENT'S MOTION TO FILE OUT OF TIME AND TO OBTAIN AN EXTENSION OF TIME upon the Appellants herein by mailing same via U.S. First Class Mail, postage prepaid, on March 20, 2020, addressed to

Bert G. Utsey, III, Esq.
Peters, Murdaugh, Parker, Eitzroth & Detrick, P.A.
Post Office Box 30968
Charleston, SC 29417

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March 20, 2020



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March 20, 2020

MAR 23 2020

File No.: 20182268.000

SC Court of Appeals

South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211-1629

Re: Estate of Elijah James Cox, Ernestine Bauer, Linwood Lambert, Kathy Powell,
Thomas Lane vs. State Farm Mutual
Case No.: 2018-CP-22-00869

Dear Clerk:

Enclosed please find for filing Respondent's Motion to File Out of Time and to Obtain an Extension of Time in the above-referenced case. Also enclosed is our check in the amount of Fifty (\$50.00) Dollars representing the administrative fee for this request.

By copy of this letter, I am serving a copy of the Respondent's Motion to File Out of Time and to Obtain an Extension of Time upon counsel of record, along with a Certificate of Service.

Very truly yours,

CLAWSON and STAUBES, LLC

Timothy A. Domin

TAD/crk

Enclosures

cc: Trip Riesen, Esq.
Bert Glenn Utsey, III, Esq.

CLAWSON AND STAUBES

LLC

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Clerk of Court
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211-1629

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SC Court of Appeals

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