

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Hon. Doyet A. Early, Circuit Court Judge

RECEIVED

Apr 17 2020

SC Court of Appeals

C.A. No.: 2018-CP-40-02425
Appellate Case No. 2019-000648

Jefferson Davis, Jr.Appellant,

v.

Ellen Weaver, Chad Connelly, Oran P. Smith, Neil J. Mellen, Howard S. Rich, Rick Reames, Stephen D. Kirkland, Palmetto Promise Institute, Palmetto Family Council, Palmetto Family Action, South Carolinians for Responsible Government, SCRG Foundation, Access Opportunity South Carolina, Friedman Foundation for Educational Choice, Inc., Cato Institute, South Carolina Educational Credit for Exceptional Needs Children Fund, South Carolina Education Oversight Committee, South Carolina Department of Revenue, South Carolina Department of Labor, Licensing and Regulation, First Impressions, Inc. d/b/a/ Richard Quinn & Associates, First Tuesday Strategies, LLC, Bill Wilson, Jason Bedrick, Jim DeMint, Randy Page, Tony Denny, Phillip Cease, Melanie Barton, Doris Cubitt, Susan Thomas, John McCormick, Nate Leupp, Institute of Management Consultants USA & John Doe(s) 1-40Respondents.

APPELLANT’S MOTION TO EXTEND REPLY (RE MOTION TO STRIKE)

Pursuant to Rules 208(a), 211 and 240 of the South Carolina Appellate Court Rules, as well as the March 20, 2020, Supreme Court of South Carolina Order RE: Operation of the Appellate Courts During the Coronavirus Emergency (Appellate Case No. 2020-000447) and any other issued or to be issued Orders related to the Coronavirus Emergency, Appellant Jefferson Davis, Jr., (“Appellant”) respectfully requests an extension of time to file **Appellant’s Reply** related to his **Motion to Strike** (stamped filed March 11, 2020).

On March 27, 2020, this Court granted an initial extension, as requested by Appellant, to the date certain of April 17, 2020. Appellant requested this date certain given the confusion as to

exactly what date his filing might be due given the various extensions and general Orders from the Court related to deadlines.

Appellant however is now requesting this second brief extension to ensure that no other Respondent has filed a Return related to his Motion to Strike.

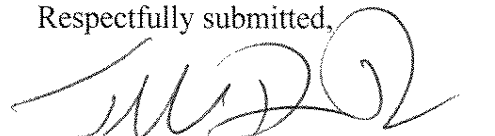
Based on Appellant's calculations, all Respondent Returns were due on April 13th, 2020 when considering the additional 20-day extension provided by the March 20, 2020, Supreme Court of South Carolina Order. Given the quarantine of filings prior to scanning and posting online, and potential time for service via U.S. Mail by Respondents, it is impossible for Appellant to determine if all Returns have been received as of this date.

As such, Appellant would request an additional 10-day extension to make sure he has received any Returns potentially filed on the last day (or if any extensions have been requested by Respondents).

Appellant hereby request that **Appellant's Reply** related to his Motion to Strike is extended to **Monday April 27th, 2020**.

Date: April 16th, 2020

Respectfully submitted,



Jefferson Davis, Jr.
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Appellant

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PROOF OF SERVICE

I certify that I have served the **APPELLANT'S MOTION TO EXTEND REPLY (RE MOTION TO STRIKE)** on the below named parties at the email addresses noted on April 16, 2020. Due to the current Coronavirus Emergency, no hard copy is being mailed.

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Appellant

April 16, 2020

VIA US MAIL & FAX (803-734-1839)

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

RE: Jefferson Davis Jr, Appellant vs. Ellen Weaver, Et al. Respondents
Appellate Case No.: 2019-000648
C.A. NO. 2018-CP-40-02425

Dear Ms. Kitchings:

In an abundance of caution, please find enclosed **Appellant's Motion to Extend Reply (RE Motion to Strike)**. Only one copy is enclosed per recent directions from the Court.

I have also served this filing on Respondents via email for safety reasons. Pursuant to recent Orders from the Supreme Court of South Carolina, it appears service by email is preferred due to the current Coronavirus Emergency.

Also pursuant to recent Orders from the Supreme Court of South Carolina waiving the motion fees for coronavirus filings, no motion fee has been included. Please let me know if a filing fee is required.

I have included a copy of the email used to send this filing to Respondents.

If you have any questions, please feel free to email me at jeff@apogeetax.com or give me a call at 843-901-8036 (cell).

Sincerely,



Jeff Davis, JD, MBA
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Fax Transmission

To: Clerk, SC Court of Appeals

From: Jeff Davis

Fax: 18037341839

Date: 4/16/2020 5:17:23 PM EDT

RE: Extension

Pages: 8

Comments:

Please see attached.

Thank you,

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**The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
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