

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
In the Court of Common Pleas

L. Casey Manning, Circuit Court Judge

Case No. 2016-CP-40-00910
Appellate Case No. 2017-001750

RECEIVED
Jul 14 2020
SC Court of Appeals

Darris Hassell,.....Respondent,

v.

City of Columbia.....Appellant.

MOTION FOR EXTENSION OF TIME TO FILE PETITION FOR REHEARING

Appellant City of Columbia respectfully moves the Court for an extension of time to file a Petition for Rehearing pursuant to Rules 221(a), 240, and 263(b) SCACR. In support of this Motion, Appellant states as follows:

1. This Court filed a published opinion in the above-captioned matter, Opinion No. 5734, on July 1, 2020, affirming the decision of the circuit court.
2. A petition for rehearing is due to be filed on or before July 16, 2020. Due to time constraints for personal and work obligations conflicting with the current deadline, counsel for Appellant respectfully requests an extension of fifteen (15) days to file its Petition for Rehearing.
3. If the Court grants this request, Counsel for the Respondents calculates that they will have until July 31, 2020 in which to file, if necessary, a Petition for Rehearing.

4. Counsel for Appellant has consulted with Counsel for the Respondent regarding the within extension request, and Counsel for the Respondent has indicated that he “will not oppose” the within extension request but by the City, which is based on legitimate conflicts and constraints, is not interposed for delay, and would not prejudice Respondent.

Counsel for Appellant City of Columbia therefore respectfully requests that the Court grant this Motion and extend the time for filing a Petition for Rehearing until July 31, 2020.

Respectfully submitted,

s/Chad N. Johnston
Chad N. Johnston, S.C. Bar No. 73751
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July 14, 2020
Columbia, South Carolina

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PROOF OF SERVICE

This is to certify that I, a shareholder with the law firm Willoughby & Hoefler, P.A., have caused to be served this day one (1) copy of the **Motion for Extension of Time to File Petition for Rehearing** by electronic mail delivery of same to the recipients listed, and at their Attorney Information System provided email addresses below, via the attached E-mail:

Paul L. Reeves, Esquire
Reeves & Lyle
paul@reevesandlyle.com

s/Chad Johnston

Chad N. Johnston

Columbia, South Carolina
This 14th day of July 2020

From: [Chad Johnston](#)
To: [Paul Reeves](#)
Cc: [Knox, Teresa A](#)
Subject: Darris Hassell v. The City of Columbia - 2017-001750
Date: Tuesday, July 14, 2020 5:44:00 PM
Attachments: [2020-07-14 Johnston Ltr to Kitchings \(Mot for Ext - Pet for Rehearing\).pdf](#)
[2020-07-14 Motion for Extension of Time to File Petition for Rehearing \(Final - To File\).pdf](#)

Paul:

As permitted by part (g)(3) of Supreme Court Order 2020-05-29-02, I am herewith serving via E-mail Appellant City of Columbia's Motion for Extension of Time to file its Petition for Rehearing in the above-captioned appeal. Shortly, I will be filing these documents with the Court of Appeals electronically as permitted by part (c)(5) of the Order, and will attach this E-mail to the certificate of service of same.

Please advise if you have any difficulty opening an attachment.

Best regards,
Chad



Chad N. Johnston, Esquire
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IRS Circular 230 Disclosure: To ensure compliance with requirements imposed by the IRS, we inform you that any U.S. federal tax advice contained in this communication (including any attachments) is not intended or written to be used, and cannot be used, for the purpose of (i) avoiding penalties under the Internal Revenue Code or (ii) promoting, marketing or recommending to another party any transaction or matter addressed herein. This advice may not be forwarded (other than within the taxpayer to which it was sent) without our express written consent.

WILLOUGHBY & HOEFER, P.A.

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*ALSO ADMITTED IN TEXAS
**ALSO ADMITTED IN WASHINGTON, D.C.
***ALSO ADMITTED IN CALIFORNIA
****ALSO ADMITTED IN NORTH CAROLINA

July 14, 2020

VIA HAND DELIVERY

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

RECEIVED

Jul 14 2020

SC Court of Appeals

Re: *Darris Hassell v. City of Columbia*
Appellate Case No.: 2017-001750

Dear Ms. Kitchings:

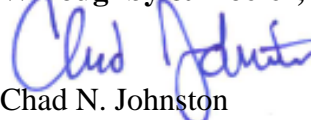
In accordance with the procedures governing electronic filing and for extensions under Supreme Court Order 2020-05-29-02, parts (c)(5), (d), (f), (g)(3), and (l)(2) and pursuant to Rules 221 and 240, of the South Carolina Appellate Court Rules, Appellant City of Columbia respectfully submits for filing the enclosed **Motion for an Extension of Time to file a Petition for Rehearing** of Opinion No. 5734, filed by the Court on July 1, 2020. As permitted by part (d) of Order 2020-05-29-02, no additional copies of this motion are submitted. Further, based on part (l)(2), no filing fee is required for the motion under Rule 240(d), SCACR.

By copy of this letter, I am serving counsel for the Respondent electronically and enclose a proof of service to that effect, with transmittal email, as provided for under Order 2020-05-29-02, part (g)(3).

If you have any questions or need additional information, please do not hesitate to contact me at your convenience. With best regards, I am

Very truly yours,

Willoughby & Hoefer, P.A.


Chad N. Johnston

Enclosure.

cc: Paul L. Reeves, Esquire (via Electronic Mail)

OFFICES:

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