

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Charles B. Simmons, Jr., Master-in-Equity

Appellate Case No. 2020-000669
Case No. 2016-CP-23-5905

RECEIVED
Sep 16 2020
SC Court of Appeals

Renewable Water Resources,..... Respondent,

v.

Insurance Reserve Fund, a Division of the
State Fiscal Accountability Authority of South Carolina,..... Appellant.

**MOTION FOR EXTENSION OF TIME TO FILE
APPELLANT’S INITIAL BRIEF**

The Appellant Insurance Reserve Fund respectfully moves this Court for an additional extension of time until October 15, 2020, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Appellant’s motion is based on the following grounds:

1. The Appellant's Initial Brief is currently due to be filed and served on September 21, 2020.

2. The undersigned counsel requires additional time to complete the Appellant's Initial Brief because the undersigned counsel has had numerous other deadlines that prevented him from completing the Appellant's Initial Brief by the current deadline, including other appellate briefs and federal court summary judgments due and preparation for an upcoming trial in Federal Court. In addition, the undersigned has had some unexpected internal law firm matters that have arisen which also make this extension request needed.

3. The undersigned has consulted with Rivers Stilwell and William Brown, counsel for the Respondent, and they consented to the requested extension by email (copy attached).

WHEREFORE, the Appellant respectfully requests that it be allowed until October 15, 2020, by which to file and serve its 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-

DEVLIN & PARKINSON, P.A.

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*Counsel for Defendant South Carolina
Insurance Reserve Fund*

September 16, 2020

From: [William Brown](#)
To: [Andrew Lindemann](#); [Rivers Stilwell](#)
Cc: [John Devlin](#)
Subject: RE: ReWa v. IRF
Date: Wednesday, September 16, 2020 11:30:15 AM

Andrew,

I would think that with John on your side, you would be able to easily prepare this briefing. Can't you get any work out of him?

All kidding aside, we consent to your requested extension until October 15, 2020.

William

William S. Brown
Nelson Mullins Riley and Scarborough, LLP
(864) 373-2297

From: Andrew Lindemann <Andrew@LDH-Law.com>
Sent: Wednesday, September 16, 2020 11:05 AM
To: Rivers Stilwell <rivers.stilwell@nelsonmullins.com>; William Brown <william.brown@nelsonmullins.com>
Cc: John Devlin <John.devlin@devlinparkinson.com>
Subject: ReWa v. IRF

◀External Email▶ - From: Andrew@LDH-Law.com

Rivers and William:

I have a favor to ask. I need to ask for additional time to complete the IRF's initial Brief. I need to request an extension through October 15th. I just had one of my partners announce that he is leaving the firm, which is always fun to deal with. Additionally, I have a case scheduled for trial in federal court the first week of October. I would like to file that motion today. Please let me know if you will consent. I would appreciate the courtesy.

Thanks.

Andrew

Nelson Mullins is continuing to monitor developments related to COVID-19, including guidance from the Centers for Disease Control and various health officials; and federal, state, and local government authorities. The firm has implemented precautionary measures and plans to ensure the continuation of all firm services to clients from both in office and remote work arrangements across our 25 geographically disperse offices. [Click here to visit the Nelson Mullins Coronavirus Resources page](#). Information described therein is subject to change.

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SC Court of Appeals

CERTIFICATE OF SERVICE

Pursuant to Section (g)(3) of the Supreme Court's Order Re: Operation of the Trial Courts During the Coronavirus Emergency (As Amended May 29, 2020), the undersigned employee of Lindemann, Davis & Hughes, P.A., counsel for the Appellant, does hereby certify that service of the **Motion for Time to File Appellant's Initial Brief** was made upon all counsel of record by email only this the 16th day of September 2020:

John R. Devlin, Jr., Esquire
Devlin & Parkinson, P.A.
Email: john.devlin@devlinparkinson.com

Rivers S. Stilwell, Esquire
William S. Brown, V, Esquire
Katie E. Towery, Esquire
Nelson Mullins Riley & Scarborough, LLP
Email: rivers.stilwell@nelsonmullins.com
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s/ Andrew F. Lindeman



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September 16, 2020

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**Also Admitted in North Carolina
†Certified Mediator*

Of Counsel

STEVEN R. SPREEUWERS
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Via Email Only

The Honorable Jenny Abbott Kitchings
Clerk of Court
South Carolina Court of Appeals
Email: ctappfilings@sccourts.org

RE: Renewable Water Resources v. Insurance Reserve Fund, a Division of the State Fiscal
Accountability Authority of South Carolina
Appellate Case Number: 2020-000669
Civil Action Number: 2016-CP-23-5905
Claim Number: A4190
Our File Number: 104.10068

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SC Court of Appeals

Dear Ms. Kitching:

In accordance with Section (c)(5) of the Supreme Court's Order RE: Operation of the Appellate Courts During the Coronavirus Emergency (As Amended May 29, 2020), please find enclosed for filing the **Motion for Time to File Appellant's Initial Brief** in the above referenced matter. I have not enclosed a filing fee since the Appellant Insurance Reserve Fund, a Division of the State Fiscal Accountability Authority of South Carolina is exempt.

In accordance with Section (g)(3) of this same order, I am hereby serving copies on all counsel of record by email only. If you have any questions, please advise.

Sincerely,

LINDEMANN, DAVIS & HUGHES, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosure

cc: Rivers S. Stilwell, Esquire (w/ Enclosure, Via Email Only)
William S. Brown, V, Esquire (w/ Enclosure, Via Email Only)
Katie E. Towery, Esquire (w/ Enclosure, Via Email Only)
John R. Devlin, Jr., Esquire (w/ Enclosure, Via Email Only)