

93502

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM HORRY COUNTY
Court of Common Pleas

NOV 04 2020

Benjamin Culbertson, Circuit Court Judge

SC Court of Appeals

Circuit Court Case No. 2017-CP-26-05913
Appellate Case No. 2019-001556

John Kennedy,..... Appellant

v.

Myrtle Beach Police
Department,..... Respondent.

Motion to File Record on Appeal Outside of Rule 210 Time Limits

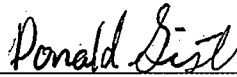
Comes now Appellants' counsel, and respectfully moves to file the Record of Appeal Outside of Deadlines of Rule 210 the South Carolina Appellate Rules. In support of this motion, Appellants' counsel states as follows:

1. This action was timely filed on September 13, 2019.
2. Appellant's counsel and Appellee's counsel have filed initial briefs in this case as of October 29, 2019 and July 22, 2020, respectively, but have not yet filed final briefs.
3. Appellants' counsel is respectfully requesting that the time set to file the Record on Appeal be extended until December 1, 2020. Although the original filing deadline was on October 5, 2020, this deadline was amidst the height of the Covid-19 crises and Appellant counsel's office underwent a period of shut down to remote operations.

4. Appellee's counsel is not making this motion for purposes of delay but rather to ensure that counsel has the necessary time to prepare all necessary documentation to fully prepare the Record on Appeal in this case.

Therefore, Appellants' counsel respectfully requests that they be allowed to file the Record on Appeal in this case not later than December 1, 2020 in accordance with the applicable rules of this court.

Respectfully Submitted,



Donald Gist
Gist Law Firm, PA
4400 North Main Street (29203)
Post Office Box 30007
Columbia, South Carolina 29230
Tel. (803) 771-8007
Fax: (803) 771-0063
Email: aaronwallace.gistlawfirm@gmail.com

November 2, 2020

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM Horry COUNTY
Court of Common Pleas

Benjamin Culbertson, Circuit Court Judge

Circuit Court Case No. 2017-CP-26-05913
Appellate Case No. 2019-001556

RECEIVED
NOV 04 2020
SC Court of Appeals

John Kennedy,..... Appellant

v.

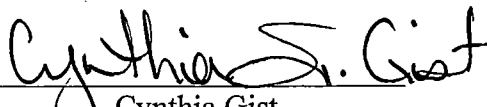
Myrtle Beach Police
Department,..... Respondent.

Motion to File Record on Appeal Outside of Rule 210 Time Limits

CERTIFICATE OF SERVICE

I, the undersigned employee of the Gist Law Firm, P.A., attorneys for the Appellant in the above action, do hereby certify that I have served the foregoing, Motion to Extend Time to File Record on Appeal Outside of Rule 210 Time Limits on Counsel for Appellee by causing a copy of the same to be personally deposited in a United States Postal service mailbox, postage prepaid, with the return address clearly visible, addressed to the attorneys for Appellee as indicated below.

Derwood L. Aydlette, III
Gignilliat, Savitz & Bettis, LLP
900 Elmwood Avenue, Suite 100
Columbia, SC 29201


Cynthia Gist
Gist Law Firm Employee

November 4, 2020

GIST LAW FIRM, P.A.

4400 North Main Street
Columbia, South Carolina 29203
Telephone (803) 771-8007
Facsimile (803) 771-0063

RECEIVED

NOV 04 2020

SC Court of Appeals

ATTORNEYS-AT-LAW
Donald Gist
Aaron Wallace

Mailing Address
P.O. Box 30007
Columbia, South Carolina 29203

November 4, 2020

South Carolina Court of Appeals
Attn: Filing Clerk
P.O. Box 11629
Columbia, SC 29210

RE: John Kennedy v. Myrtle Beach Police Department
Case No.: 2019-001556

Dear Sir / Madam:

Enclosed for filing please find our Motion to File Record on Appeal Outside of Rule 210 Time Limits as well as our Record on Appeal in the above reference case as well as our check in the amount of fifty dollars (\$50.00) to cover the filing fee.

In compliance with the presently standing order on Covid-19 filings we have only sent one copy of each document for filing.

Thank you in advance for your cooperation.

Sincerely,



Donald Gist
Attorney at Law

c: Imani Newborn, Esquire