

**FORM 8**  
**LETTER TO THE SUPREME COURT CLERK OF COURT**  
**FILING OF MOTION FOR LEAVE TO ALLOW LATE FILING OF**  
**PETITIONER'S REPLY BRIEF AND PETITIONER'S REPLY BRIEF**

January 20, 2021

The Honorable Daniel E. Shearouse,  
Clerk of Court South Carolina Supreme Court  
PO Box 11330  
Columbia SC 29211

**RECEIVED**

**Jan 21 2021**

S.C. SUPREME COURT

**RE: Mario Escalante v. David L. Rodgers and Janice W. Rodgers,  
d/b/a Whitehall Express Mart  
Appellate Case No. 2018-000289**

Dear Honorable Shearouse:

Please find enclosed the following materials for filing:

- (1) Motion for Leave to Allow Late Filing of Petitioner's Reply Brief;
- (2) Petitioner's Reply Brief; and,
- (3) Proof of Service for same.

Sincerely,

*s/Donald L. Smith*

Donald L. Smith, (Bar#6699)

122 N. Main Street

Anderson SC 29621

Telephone: (864) 642-9284

Facsimile: (864) 642-9285

[attorneydonaldsmith@gmail.com](mailto:attorneydonaldsmith@gmail.com)

*Attorney for Petitioner*

cc: Phillip Reeves, Esquire  
Nicholas A. Farr, Esquire