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Feb 10 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Court of Common Pleas

Honorable William A. McKinnon, Circuit Court Judge
Case No.: 2017-CP-32-04435

Appellate Case No.: 2020-000770

Jada Garris.....Respondent,

v.

Lexington County School District One..... Appellant.

**APPELLANT’S MOTION REQUESTING PERMISSION TO FILE THE
RECORD ON APPEAL OUTSIDE THE FILING DEADLINE**

Appellant, Lexington County School District One, submits this Motion in compliance with the Court’s letter dated, February 9, 2021, setting forth a ten (10) day window from the date of the letter to serve and file the Record on Appeal, along with this Motion. Counsel for Appellant filed its Final Brief on February 1, 2021, and inadvertently neglected to file the Record on Appeal, which was initially served on January 11, 2021, but updated and served again on the Respondent’s counsel on January 27, 2021. Counsel for Appellant is hereby requesting this honorable Court grant permission for the Appellant to file the Record on Appeal, contemporaneously herewith.

WHEREFORE Appellant prays for an Order accepting the Appellant’s filing of the Record on Appeal, beyond the Court’s filing deadline.

[SIGNATURE BLOCK FOLLOWS ON NEXT PAGE]

Respectfully submitted,

DUFF | FREEMAN | LYON, LLC

By: *s/David N. Lyon*

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Attorneys for Appellant Lexington School
District One

February 10, 2021
Columbia, South Carolina

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Lexington County School District One, Appellant.

PROOF OF SERVICE

I certify that on February 10, 2021, I have served the *Appellant's Motion Requesting Permission to File the Record on Appeal Outside the Filing Deadline* on the Respondent, Jada Garris, by e-mailing a copy of the same to her respective counsel of record, addressed as follows:

Taylor M. Smith, IV, Esquire
Andrew S. Radeker, Esquire
Harrison & Radeker, P.A.
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s/Kim Chatman
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DUFF | FREEMAN | LYON

ATTORNEYS AND COUNSELORS AT LAW

ATTORNEYS: David T. Duff *† | William C. Freeman | David N. Lyon | Tiffany L. Butler | Suzanne L. Hawkins

e-mail address:
dlyon@dfi-lawfirm.com

February 10, 2021

VIA ELECTRONIC MAIL ONLY

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate St.
PO Box 11629 (29211-1629)
Columbia, SC 29201
ctappfilings@sccourts.org

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Feb 10 2021

SC Court of Appeals

Re: Jada Garris, Respondent vs. Lexington County School District One, Appellant
Appellate Case No.: 2020-000770

Dear Ms. Kitchings:

Enclosed herewith for filing are copies of the following documents:


1. Appellant's Motion Requesting Permission to File the Record on Appeal Outside the Filing Deadline;
2. Proof of Service – Appellant's Motion Requesting Permission to File the Record on Appeal Outside the Filing Deadline;
3. Record On Appeal Volume 1 of 2;
4. Record On Appeal Volume 2 of 2, with Certificate of Counsel; and
5. Proof of Service – Record on Appeal.

I would appreciate you date stamping the documents and providing our office with copies of same.

The Respondents' attorneys of records are being served contemporaneously.

Thank you for your time and cooperation.

Sincerely,



David N. Lyon

DNL/kc

c: Taylor M. Smith, IV, Esquire (via email only)
Andrew S. Radeker, Esquire (via email only)
David T. Duff, Esquire (via email only)