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Jul 09 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM ADMINISTRATIVE LAW COURT

The Honorable Ralph King Anderson, III, Administrative Law Judge

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Appellate Case No.: 2020-00849

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Kristin Cosby

*Appellant,*

v.

South Carolina Criminal Justice Academy

*Respondent.*

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MOTION FOR LEAVE TO FILE OUT OF TIME

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Undersigned counsel for the Appellant hereby respectfully moves this Court for leave to file Appellant's Final Reply Brief out of time. Appellant's counsel believed that Appellant's Final Reply Brief had previously been filed on November 25, 2020 along with Appellant's Final Brief, which was filed that same day, during such time as counsel's office was temporarily closed and her staff was working remotely due to the pandemic. However, Appellant's counsel was advised by the Court on July 2, 2021 that Appellant's Final Reply Brief had not, in fact, been filed. Accordingly, undersigned counsel respectfully requests additional time up to and including July 12, 2021 to file Appellant's Final Reply Brief that is substantially similar to Appellant's Reply Brief, which was filed with this Court on October 12, 2020. Appellant's counsel has attempted to consult with counsel for the Respondent, but, as of the filing this Motion, has not been able to reach Respondent's counsel.

Respectfully submitted,



Courtney C. Atkinson, SC Bar No. 71992  
METCALFE & ATKINSON, LLC  
1395 S. Church Street  
Greenville, South Carolina 29605  
(864) 214-2319  
Attorney for Appellant

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CERTIFICATE OF SERVICE

I certify that on July 9, 2021, I served Appellant's Motion for Leave to File Out of Time, by placing a copy into the U.S. Mail, postage prepaid, addressed to the Respondent's counsel of record as follows:

James M. Fennell  
5400 Broad River Road  
Columbia, SC 29212-354



Courtney C. Atkinson, S.C. Bar 71992  
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1395 S. Church Street  
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(864) 214-2319  
Attorney for Appellant

# METCALFE & ATKINSON, LLC

ATTORNEYS AT LAW

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**Jul 09 2021**

**SC Court of Appeals**

July 9, 2021

The Honorable Jenny Abbott Kitchings – *via electronic mail only*  
Clerk, SC Court of Appeals  
1220 Senate St.  
Columbia, SC 29201  
ctappfilings@sccourts.org

**Re: Kristin Cosby v. South Carolina Criminal Justice Academy**  
**Appellate Case No.: 2020-00849**

Dear Ms. Kitchings:

Enclosed please find a Motion for Leave to File Out of Time and Certificate of Service for same in the above-referenced matter. I kindly request that you return a clocked copy of these filings to me once they are received.

I greatly appreciate your time and assistance in this matter. If you have any questions or concerns, please do not hesitate to contact my office.

Sincerely,



Courtney C. Atkinson  
catkinson@malawfirm.com

CCA/hgc  
Enclosures

cc: James M. Fennell, Esq. – *via first-class USPS mail*