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Aug 30 2021

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY
L. Casey Manning, Circuit Court Judge

Appellate Case No. 2021-000502
Case No. 2017-CP-40-6773

Nancy Morris, as Personal Representative of the
Estate of David Allan Woods, Appellant,

v.

State of Fiscal Accountability Authority, South Carolina Insurance
Reserve Fund, Andrew J. Bland, Richard T. Burkholder, Leemon
E. Carner, Pricilla Bland, Jerry Speissegger Jr., Defendants,

Of Whom Nancy Morris, as Assignee of Andrew J. Bland, PFC;
Leemon E. Carner, PFC; Jerry Speissegger, Jr., PFC; Priscilla
Garrett, SGT; and Richard T. Burkholder, SGT, is the Appellant,

and

South Carolina Insurance Reserve Fund is the Respondent.

**MOTION FOR EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT**

The Respondent South Carolina Insurance Reserve Fund respectfully moves this Court for an additional extension of time until September 16, 2021, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

The Respondent's motion is based on the following grounds:

1. The Respondent's Initial Brief is currently due to be filed and served on September 1, 2021.

2. The undersigned counsel requires additional time to complete the Respondent's Initial Brief because the undersigned counsel has had numerous other deadlines that prevented him from completing the Respondent's Initial Brief by the current deadline. In addition, the undersigned counsel has a case on the Richland County trial docket for the week of August 30, 2021, as well as another case on the Richland County trial docket for the week of September 7, 2021. The time expended in preparation for these trials has also prevented the undersigned counsel from completing preparation of the Respondent's Initial Brief by the current deadline.

3. The undersigned has consulted with Garrett Johnson, counsel for the Appellant, and he has consented to the requested extension by email (copy attached).

WHEREFORE, the Respondent South Carolina Insurance Reserve Fund respectfully requests that it be allowed until September 16, 2021, by which to file and serve its Initial Brief and Designation of Matter to be Included in the Record on Appeal.

LINDEMANN & DAVIS, P.A.

BY: s/ Andrew F. Lindemann
ANDREW F. LINDEMANN #13030
5 Calendar Court, Suite 202
Post Office Box 6923
Columbia, South Carolina 29260
(803) 881-8920
Email: andrew@ldlawsc.com

*Counsel for Respondent
South Carolina Insurance Reserve Fund*

August 30, 2021

From: [Garrett Johnson](#)
To: [Andrew Lindemann](#)
Cc: [Kathy Zumbro](#); [Andrew Creech](#); [Jennifer Baker](#)
Subject: Re: Morris v. SCIRF appeal
Date: Sunday, August 29, 2021 5:09:24 PM

Hey Andrew,

I have no objection to that. You can e-sign for me if you need to

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From: Andrew Lindemann <Andrew@ldlawsc.com>
Sent: Sunday, August 29, 2021 5:01:12 PM
To: Garrett Johnson <gjohnson@elrodpope.com>
Cc: Kathy Zumbro <kathy@elrodpope.com>; Andrew Creech <acreech@elrodpope.com>; Jennifer Baker <Jennifer@ldlawsc.com>
Subject: Morris v. SCIRF appeal

Garrett:

I hope you are doing well.

I have a huge favor to ask. My Respondent's Brief in this appeal is due on Tuesday, September 1, 2021. I need to ask the Court for an additional 15 days because of two cases that I have up for trial, one this week and another next week. I one I have this week is taking me longer to prepare for than I anticipated. I guess they always do. Would you kindly consent to the additional 15 day extension to September 16, 2021? I'd like to file the motion on Monday morning if possible.

Thanks.

Andrew

Andrew F. Lindemann
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CERTIFICATE OF SERVICE

Pursuant to Section (d)(1) of the Supreme Court's Order re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, the undersigned employee of Lindemann & Davis, P.A., counsel for the Respondent South Carolina Insurance Reserve Fund, does hereby certify that service of the **Motion for Extension of Time to File Initial Brief of Respondent** was made upon all counsel of record by email only at the below listed email address this the 30th day of August 2021:

Garrett B. Johnson, Esquire
Elrod Pope Law Firm
Email: gjohnson@elrodpope.com

s/ Andrew F. Lindemann



Telephone (803) 881-8920
Facsimile (803) 862-1181

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Email: jim@ldlawsc.com

**Also Admitted in North Carolina
†Certified Mediator*

August 30, 2021

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SC Court of Appeals

Via Email Only

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

RE: Nancy Morris, as assignee of Andrew J. Bland, PFC; Leemon E. Carner, PFC; Jerry Speissegger, Jr., PFC; Priscilla Garret, SGT; and Richard T. Burkholder, SGT v. South Carolina Insurance Reserve Fund
Appellate Case Number: 2021-000502
Civil Action Number: 2017-CP-40-6773
Claim Number: B5578
Our File Number: 104.10332

Dear Ms. Kitchings:

Pursuant to Section (b)(2) of the Supreme Court's Amended Order Re: Methods of Electronic Filing and Service Under Rule 262 of the South Carolina Appellate Court Rules, please find enclosed for filing by email only the **Motion for Extension of Time to File Initial Brief of Respondent** in the above referenced matter. By copy of this letter, I am serving copies on all counsel of record by email only pursuant to Section (d)(1) of the same Order.

Thank you for your assistance in this matter. If you have any questions, please advise.

Sincerely,

LINDEMANN & DAVIS, P.A.

Andrew F. Lindemann

AFL/jmb
Enclosures

cc: Garrett B. Johnson, Esquire (w/ Enclosure, Via Email Only)