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THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
DeAndrea Gist Benjamin, Circuit Court Judge

Case No. 2010-CP-40-5214

**RECEIVED**

APR 17 2013

**SC Court of Appeals**

Demetrius Mack, ..... Respondent,

v.

Leon Lott, in his Official Capacity  
as Sheriff of Richland County, ..... Appellant.

**MOTION FOR EXTENSION TO  
FILE INITIAL BRIEF**

The Appellant Leon Lott respectfully moves this Court for an additional fifteen day extension of time until May 2, 2013, by which to file and serve his Initial Brief and Designation of Matter to be Included in the Record on Appeal.

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

1. The Initial Brief is currently due to be filed and served on April 17, 2013.

2. Counsel for the Appellant requires additional time to complete the preparation of the Initial Brief because of the unavailability of Robert D. Garfield, who is the attorney who tried the case and whose assistance in preparing the Appellant's brief is critical. Mr. Garfield has been away from the office and out-of-town for much of the past week because of an ailing parent. Mr. Garfield's father is scheduled for coronary bypass surgery on April 17, 2013, and Mr. Garfield is not expected to be back in the office for several days post-surgery.

3. Counsel for the Respondent has been consulted and has verbally consented to the requested extension.

WHEREFORE, the Appellant respectfully requests that he be allowed until May 2, 2013, by which to file and serve his Initial Brief and Designation of Matter to be Included in the Record on Appeal.

DAVIDSON & LINDEMANN, P.A.

BY: 

ANDREW F. LINDEMANN  
ROBERT D. GARFIELD  
1611 Devonshire Drive  
Post Office Box 8568  
Columbia, South Carolina 29202  
(803) 806-8222

*Counsel for Appellant Leon Lott*

Columbia, South Carolina

April 16, 2013

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
DeAndrea Gist Benjamin, Circuit Court Judge

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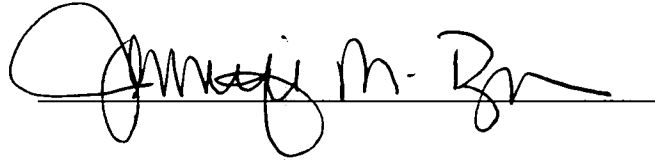
**CERTIFICATE OF SERVICE**

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The undersigned employee of Davidson & Lindemann, P.A., attorneys for the Appellant, does hereby certify that service of the **Motion for Extension to File Initial Brief** in the above-captioned matter was made upon all counsel of record by placing copies in the United States Mail, first class postage prepaid, at the below listed addresses clearly indicated on said envelopes this the 17th day of April 2013:

Neal M. Lourie, Esquire  
Lourie Law Firm, LLC  
Post Office Box 12089  
Columbia, South Carolina 29211

Joshua S. Kendrick, Esquire  
Kendrick & Leonard, P.C.  
Post Office Box 886  
Columbia, South Carolina 29202-0866

A handwritten signature in black ink, appearing to read "Joshua S. Kendrick", is written over a horizontal line. The signature is stylized and cursive.

DAVIDSON & LINDEMANN, P.A.

ATTORNEYS AND COUNSELLORS AT LAW

William H. Davidson, II  
Andrew F. Lindemann\*  
James M. Davis, Jr.†  
Robert D. Garfield  
Michael B. Wren

1611 Devonshire Drive, Second Floor  
Post Office Box 8568  
Columbia, South Carolina 29202-8568  
Telephone: (803) 806-8222  
Facsimile: (803) 806-8855  
www.dml-law.com

Daniel C. Plyler  
Joel S. Hughes  
Justin T. Bagwell  
David A. DeMasters

Of Counsel  
Kenneth P. Woodington

\*Also Admitted In North Carolina  
†Certified Mediator

April 17, 2013

Writer's Email: [alindemann@dml-law.com](mailto:alindemann@dml-law.com)

**Hand Delivered**

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
Edgar Brown Building  
1205 Pendleton Street  
Columbia, South Carolina 29201

RE: Demetrius Mack v. Richland County Sheriff Leon Lott, in his Official Capacity  
SCCA Case Number: 2012-212277  
Civil Action Number: 2010-CP-40-5214  
Our File Number: 314.8515

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven copies of the **Motion for Extension to File Initial Brief** in the above referenced matter. Please file the original and return a clocked-in copy to me by way of my courier. I have also enclosed my firm's \$25.00 check for the filing fee.

By copy of this letter, I am serving copies on all counsel of record.

Thank you for your assistance in this matter.

Sincerely,

DAVIDSON & LINDEMANN, P.A.

*Andrew Lindemann*

Andrew F. Lindemann

RECEIVED

APR 17 2013

SC Court of Appeals

AFL/jmb  
Enclosures

cc: Neal M. Lourie, Esquire (w/ Enclosures)  
Joshua S. Kendrick, Esquire (w/ Enclosures)