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Mar 09 2022
SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY
Court of Common Pleas
Donald B. Hocker, Circuit Court Judge

Appellate Case No. 2020-001348
Civil Action No. 2020-CP-36-00093

Jefferson Davis, Jr. Appellant,

v.

Chad Connelly, Tom Persons, South Carolina Educational Credit for
Exceptional Needs Children Fund Respondents.

**MOTION FOR EXTENSION OF TIME TO SERVE AND FILE
FINAL BRIEF ON BEHALF OF RESPONDENTS CHAD CONNELLY, TOM PERSONS, AND
SOUTH CAROLINA EDUCATIONAL CREDIT FOR EXCEPTIONAL NEEDS CHILDREN FUND**

Pursuant to Rules 211, 240, and 263(b), SCACR, Respondents Chad Connelly, Tom Persons, and South Carolina Educational Credit for Exceptional Needs Children Fund hereby move for an order granting a twenty (20) day extension of time for the filing of their Final Brief in this matter. The granting of this request would mean that these documents would be required to be served and filed on or before March 29, 2022.

s/Justin P. Novak
M. Dawes Cooke, Jr., Esquire
Justin P. Novak, Esquire
Barnwell Whaley Patterson & Helms, LLC
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Charleston, South Carolina 29402
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– and –

Geoffrey K. Chambers, Esquire
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*Attorneys for Respondents Chad Connelly, Tom
Persons, and South Carolina Educational Credit
for Exceptional Needs Children Fund*

March 9, 2022

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v.

Chad Connelly, Tom Persons, South Carolina Educational Credit for
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PROOF OF SERVICE

I, the undersigned employee of Barnwell Whaley Patterson & Helms, LLC, herby certify that pursuant to Rules 211, 240, and 263(b), SCACR, I have served the *Motion for Extension of Time to Serve and File the Final Brief on Behalf of Respondents Chad Connelly, Tom Persons and South Carolina Educational Credit for Exceptional Needs Children Fund* in this matter upon the Clerk of the South Carolina Court of Appeals, all counsel of record, and all pro se parties by electronic mail or mailing a copy by United States Mail, postage prepaid, on March 9, 2022, to the following addresses:

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

Jefferson Davis, Jr.
403 McCarter Avenue
Greenville, South Carolina 29615
Email: jeff@apogeetax.com

s/ Julia Childers _____
Julia Childers

March 9, 2022

EST. 1938

BARNWELL WHALEY

ATTORNEYS AT LAW

JUSTIN P. NOVAK

SPECIAL COUNSEL

JNOVAK@BARNWELL-WHALEY.COM

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SC Court of Appeals

March 9, 2022

Via Email Only

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, South Carolina 29211
Email: ctappfilings@sccourts.org

RE: Jefferson Davis, Jr., Appellant, v. Chad Connelly, Tom Persons & South Carolina Educational Credit for Exceptional Needs Children Fund, Respondents.
Appellate Case No. 2020-001348
Our Matter No. 2026.116

Dear Ms. Kitchings:

M. Dawes Cooke, Jr., Geoffrey K. Chambers, and I represent Respondents Chad Connelly, Tom Persons, and the South Carolina Educational Credit for Exceptional Needs Children Fund in the above-referenced matter. As you may know, Appellant filed the Record on Appeal on February 17, 2022. Accordingly, my understanding is that Respondents' Final Brief is due on or before March 9, 2022.

Respondents Chad Connelly, Tom Persons, and the South Carolina Educational Credit for Exceptional Needs Children Fund respectfully request a twenty (20) day extension of time to serve and file Respondents' Final Brief pursuant to Rules 211, 240, and 263(b), SCACR. The granting of this request would mean that these documents would be required to be served and filed on or before March 29, 2022.

This is these parties' first request for an extension of time for filing Respondents' Final Brief. By copy of this letter, I am serving a copy of this correspondence upon Appellant. Also enclosed is a check for the required \$50.00 filing fee.

BARNWELL WHALEY PATTERSON & HELMS LLC

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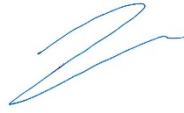
BARNWELL-WHALEY.COM

The Honorable Jenny Abbott Kitchings

March 9, 2022

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Sincerely,



Justin P. Novak

JPN/jgc

Enclosures

cc: Jefferson Davis, Jr., pro se (via U.S. Mail and E-mail)