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Mar 22 2022

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court of Common Pleas

The Honorable Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No. 2022-000017
Civil Action No. 2021-CP-22-00605

Joseph N. Grate,..... Appellant,

v.

Christopher Douglas Brown,..... Respondents.

**RESPONDENT’S MOTION FOR EXTENSION OF TIME
TO FILE REPLY BRIEF AND DESIGNATION OF MATTER**

Pursuant to Rules 263(b) and 240, SCACR, the undersigned counsel for the Respondent respectfully requests that the deadline for filing Respondent’s Initial Brief and Respondent’s Designation of Matter, which are currently due April 4, 2022,¹ be extended or stayed until after the Respondent’s Motion to Strike is resolved. The grounds for this request are that the arguments the Respondent will make in his initial brief will depend on the items included in the Record on Appeal. The Respondent asserts that certain items designated by the Appellant may not be included in the Record on Appeal because they

¹ The Appellant’s Initial Brief was served on March 3, 2022. Pursuant to Rule 208(a)(2), SCACR, the Respondent’s Initial Brief is due thirty (30) days later, i.e. on April 2, 2022. Because that date falls on a Saturday, the deadline is April 4, 2022 pursuant to Rule 263(a), SCACR.

were not presented to the Circuit Court. Accordingly, the Respondent cannot properly prepare his initial brief until after it is determined whether those items will be stricken from the Appellant's Designation of Matter.



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PROOF OF SERVICE

I, the undersigned, do hereby state that I have on March 22, 2022 served copies of **RESPONDENT'S MOTION TO STRIKE** and **RESPONDENT'S MOTION FOR EXTENSION OF TIME TO FILE REPLY BRIEF AND DESIGNATION OF MATTER** upon the Appellant, *pro se*, all other parties, by depositing copies of the documents in the United States Mail, first class, sufficient postage prepaid, with the return address(es) clearly noted, addressed as follows:

Joseph N. Grate
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