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May 16 2022

SC Court of Appeals

**In The South Carolina Court of Appeals
On Appeal From the Lexington County Court of Common Pleas
Appellate Case No: 2022-000009**

Pleasant Spring AME Church et al

Respondents,

v.

Appellate Case No: 2022-000009

**Pleasant Spring Church et al,
Appellants**

MOTION FOR LEAVE TO FILE APPELLANT'S INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL OUT OF TIME.

1. Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal was due to be filed on April 28, 2022.
2. Counsel for the Appellant experienced an extraordinary heavy workload and interruption in Counsel's normal work schedule over the past several weeks due to preparation efforts and out-of-town travel to Richmond, Virginia necessitated by Counsel's appearance before the Fourth Circuit Court of Appeals for oral arguments in United States v. Derrick McClellan, 20-2251, 6:19-cv-01976-HMH.
3. Counsel's appearance on May 4, 2022 before the United States Court of Appeals for the Fourth Circuit for oral arguments in the above noted case was Counsel's first such appearance and Counsel's lack of familiarity with the process resulted in Counsel spending far more time on the matter than was anticipated.
4. As a result of Counsel's failure to accurately anticipate the time commitment that would be required to complete preparations for the scheduled arguments as well as counsel's existing work-load, Counsel's completion of the Appellants Initial Brief has taken significantly longer than Counsel requested by way of the Motion for Extension of Time previously filed in this matter.
5. Counsel for Appellants has now completed the Appellant's Initial Brief and is prepared to submit the same upon the grant of leave from this Court to do so outside the time previously set for its submission.
6. Counsel for Appellant therefore requests leave of court to file Appellant's Initial Brief and Designation of Matter by May 20, 2022.
7. This motion is not being made for purposes of delay; rather, the circumstances set forth above have necessitated this request.
8. Counsel for Appellants further requests that all deadlines relevant to perfecting the appeal in this matter be held in abeyance pending the Court's ruling on this motion.

Accordingly, Appellant requests leave to file Appellant's Initial Brief and Designation of Matter by May 20, 2022.

/s/ Adrienne L. Turner

Adrienne L. Turner

Bar # 6840

Counsel for Appellant

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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the Motion For Leave to File Appellant's Initial Brief And Designation of Matter to be Included in the Record on Appeal Out Of Time was sent via electronic mail to the following counsel of record on May 16, 2022:

Kenneth Davis, Esquire
kdavis@boykinlawsc.com

And

Tierney Goodwin, Esquire
tgoodwyn@boykinlawsc

/s/ Adrienne L. Turner

Adrienne L. Turner

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May 16, 2022

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211

Re: Pleasant Spring AME Church et al v. Pleasant Spring Church et al.
Appellate Case No: 2022-000009

Dear Ms. Kitchings:

Please find enclosed Appellants' Motion For Leave to File Appellants' Initial Brief and Designation of Matter to Be Included in the Record on Appeal Out Of Time, together with a check in the amount of fifty (\$50.00) dollars to cover the cost of filing this motion.

By copy of this letter and the attached Motion sent via electronic mail, I am advising Kenneth Davis and Tierney Goodwyn, both of Boykin & Davis, LLC, of this correspondence.

With kind regards, I am

Sincerely,

Adrianna L. Turner

Adrianna L. Turner

cc: Kenneth Davis
Tierney Goodwyn

