

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION

BIDZIRK, LLC, DANIEL G. SCHMIDT, )  
III, and JILL PATTERSON, )  
 )  
Plaintiffs, )  
 )  
v. )  
 )  
PHILIP RUSS SMITH, )  
 )  
Defendant. )

Civil Action No. 6:06-CV-00109-HMH

REQUEST FOR PROTECTION

COMES NOW Kevin M. Elwell, counsel for Plaintiffs in the above-captioned action, and makes and files this his request for protection for the following dates: March 6-9 and March 13-16. Plaintiffs are awaiting a setting for a hearing on their request for preliminary injunction, and counsel has conflicts on other matters outside of South Carolina on the dates indicated.

Plaintiffs request that, if feasible, the hearing on their request for preliminary injunction be set for Friday, March 3, during the morning hours.

This 27<sup>th</sup> day of February, 2006.

/s/ Kevin M. Elwell

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KEVIN M. ELWELL  
USCD Bar No. 9706

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CERTIFICATE OF SERVICE

This is to certify that I have this day served a copy of the foregoing REQUEST FOR PROTECTION upon the following parties by depositing same in the United States Mail in a properly-addressed envelope with adequate postage affixed to:

Mr. Philip Russ Smith  
601 Cleveland Street  
Apartment 5-C  
Greenville, South Carolina 29601

This 27<sup>th</sup> day of February, 2006.

/s/ Kevin M. Elwell

\_\_\_\_\_  
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