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**Sep 07 2022**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM SUMTER COUNTY  
HONORABLE GEORGE M. McFADDIN  
CIRCUIT COURT JUDGE

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IN THE MATTER OF THE CARE AND TREATMENT  
OF JAMES GREGORY YOUNGER,

APPELLANT.

APPELLATE CASE NO. 2021-000537

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**MOTION FOR THIRD EXTENSION OF TIME TO SERVE  
AND FILE THE INITIAL BRIEF OF RESPONDENT  
AND DESIGNATION OF MATTER**

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Respondent, State of South Carolina, hereby moves for a third extension of time to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. Respondent submits the following:

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served September 7, 2022, pursuant to a second extension. Respondent requests a third extension to serve and file these documents, which is not made for the purpose of delay, but due to a heavy workload.

2. Counsel has worked on the Initial Brief and Designation of Matter but has been unable to complete them prior to the due date. Counsel assures the Court completion of the Brief is a high priority, and she will work diligently to complete it.


3. The Attorney General's Office and opposing counsel with the Office of Indigent Defense, have consented to extension requests by way of general consent for all extensions until September 30, 2022. The undersigned also advised opposing counsel of this specific extension request.

Based on the foregoing, counsel for Respondent respectfully requests that this Court grant a third extension in which to file and serve the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this Motion.

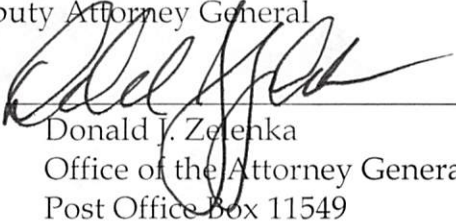
Respectfully submitted,

ALAN WILSON  
Attorney General

DEBORAH R.J. SHUPE  
Senior Assistant Deputy Attorney General

By:   
Deborah R.J. Shupe

DONALD J. ZELENKA  
Deputy Attorney General

BY:   
Donald J. Zelenka  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3970

September 7, 2022

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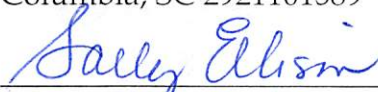
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**PROOF OF SERVICE**

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I, Sally Ellison, certify that I have served the Motion for Third Extension to File Initial Brief of Respondent and Designation of Matter on Appellant, by depositing a copy in the United States Mail, postage prepaid, addressed to David Alexander, Assistant Appellate Defender, Attorney for the Appellant, and at the primary email listed in AIS this 7<sup>th</sup> day of September 2022.

David Alexander  
Assistant Appellate Defender  
SCCID  
PO Box 11589  
Columbia, SC 2921101589



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Sally Ellison  
Legal Assistant  
Office of the Attorney General  
PO Box 11549  
Columbia, South Carolina 29211-1549

September 7, 2022

## Sally Ellison

---

**From:** Sally Ellison  
**Sent:** Wednesday, September 7, 2022 10:10 AM  
**To:** 'dalexander@sccid.sc.gov'; Matthews, Lindsey  
**Cc:** Deborah Shupe; Sally Ellison; Victim Services; Don Zelenka  
**Subject:** In the Matter of the Care and Treatment of James Gregory Younger Appellate Case No. 2021-000537 Motion For Third Extension to File IBOA and DOM  
**Attachments:** Motion for Third Extension of Time to Serve and File the Initial Brief of Respondent and Designation of Matter (03093955xD2C78).PDF

Good Morning:

Attached for service this date is the Respondent's Motion for Third Extension of Time to Serve and File the Initial Brief and Designation of Matter in the above appeal. The Initial Brief and Designation of Matter will also be provided by depositing a copy in the US Mail as set forth in the Proof of Service attached thereto.

Please acknowledge receipt of the attached Motion.

**SALLY ELLISON**, Legal Assistant  
South Carolina Attorney General's Office  
Criminal Division – SVP Unit | Office 803-734-4156  
P.O. Box 11549 | Columbia, SC 29211  
[scag.gov](http://scag.gov)



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