

**RECEIVED**

**Nov 21 2022**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Florence County  
The Honorable Roger E. Henderson, Circuit Court Judge  
Appellate Case No. 2021-000734

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IN THE MATTER OF THE CARE AND TREATMENT  
OF ANDY EUGENE HYMAN,

APPELLANT.

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**MOTION FOR FOURTH 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 fourth 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 November 21, 2022, pursuant to a third extension. Respondent requests a fourth extension to serve and file these documents, which is not made for the purpose of delay, but due to a heavy workload and due to unexpected recovery issues and work restrictions related to ankle surgery on October 26, 2022.

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 November 30, 2022. The undersigned also advised opposing counsel of this specific extension request.

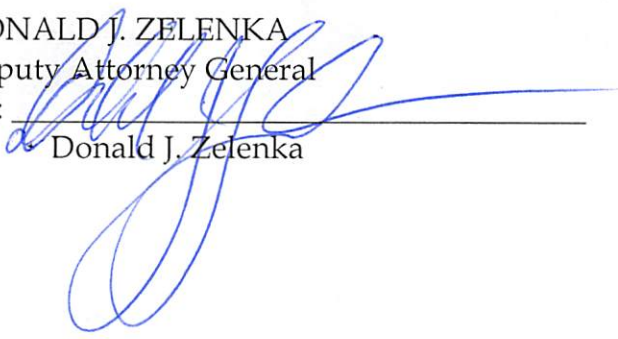
Based on the foregoing, counsel for the Respondent respectfully requests that this Court grant a fourth extension in which to file and serve the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this Motion.

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

W. JEFFREY YOUNG  
Chief Deputy Attorney General

By:  \_\_\_\_\_  
W. Jeffrey Young

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November 21, 2022

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**SC Court of Appeals**

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Florence County  
The Honorable Roger E. Henderson, Circuit Court Judge  
Appellate Case No. 2021-000537

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IN THE MATTER OF THE CARE AND TREATMENT  
OF ANDY EUGENE HYMAN,

APPELLANT.

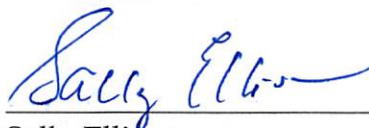
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**PROOF OF SERVICE**

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I, Sally Ellison, certify that I have served the Motion for Fifth 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 Lara M. Caudy, Appellate Defender, Attorney for the Appellant, and at the primary email address listed in AIS this 7<sup>th</sup> day of November 2022.

Lara M. Caudy, Esquire  
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

November 21, 2022

## Sally Ellison

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**From:** Sally Ellison  
**Sent:** Monday, November 21, 2022 4:43 PM  
**To:** 'lcaudy@sccid.sc.gov'; Kapeluck, Eliza  
**Cc:** Deborah Shupe; Sally Ellison; Victim Services  
**Subject:** Emailing: In the Matter of the Care & Treatment of Andy Eugene Hyman MOTION FOR 4TH EXTENSION OF TIME TO SERVE FILE IBOR AND DOM (03160461xD2C78).PDF  
**Attachments:** ATP Scan In Progress

Good Afternoon:

Attached is the State's Motion for Fourth Extension of Time to Serve and File the Initial Brief of Respondent and Designation of Matter in the above appeal. A copy will also be placed in the US Mail as indicated on the Proof of Service.

**SALLY ELLISON, LEGAL ASSISTANT**  
**SCAttorney General**  
**Post Office Box 11549**  
**Columbia, SC 29211-1549**  
**803-734-4156**

