

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Honorable William P. Keesley, Circuit Court Judge
Appellate Case No. 2012-211486

RECEIVED
JUN 17 2013

SC Court of Appeals

IN THE MATTER OF THE CARE AND TREATMENT OF
DUSTY A. CYR,

Appellant.

RESPONDENT'S MOTION FOR SECOND EXTENSION

Respondent hereby moves for a second extension of time to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. In support of this motion, Respondent submits the following:

1. The Brief of Respondent is due June 17, 2013, pursuant to a first extension. Respondent moves for a second extension, which is not made for the purpose of delay, but due to a heavy caseload.

2. In addition to her regular case load, the undersigned supervises the Attorney General's Office's Sexually Violent Predator (SVP) Unit and the Internet Crimes Against Children (ICAC) Task Force grant. In her capacity as supervisor of the SVP Unit, she is required on a daily basis to address multiple issues involving sexual predator cases, including legal issues in pending commitment and annual review cases, and she handles all sexual predator appeals. In the month of June, counsel has filed returns and briefs in both appellate courts in SVP cases.

3. In addition to the above, counsel worked on the Initial Brief and Designation in this matter, but was not able to complete it prior to the due date. The undersigned assures the Court completion of this brief is a high priority, and she will work diligently to complete it in a timely manner and without further extension requests.

4. The undersigned consulted with opposing counsel and is authorized to advise the Court that counsel does not oppose the requested relief.

Based on the foregoing, Respondent respectfully requests that this Court grant a second extension of thirty (30) days in which to file the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this motion.

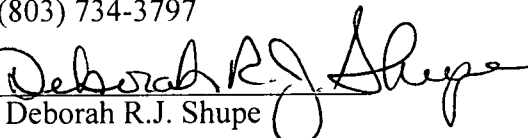
Respectfully submitted,

ALAN WILSON
Attorney General

DEBORAH R.J. SHUPE
Senior Assistant Deputy Attorney General

P.O. Box 11549
Columbia, S.C. 29211
(803) 734-3797

By:


Deborah R.J. Shupe

ATTORNEYS FOR RESPONDENT

Columbia, South Carolina
June 17, 2013

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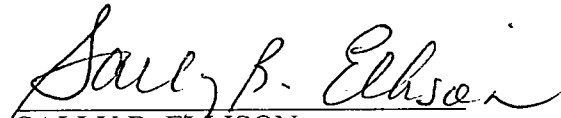
PROOF OF SERVICE

I, Sally B. Ellison, certify I served the Respondent's Motion for Second Extension on Appellant by depositing a copy in the United States mail, postage prepaid, addressed to:

Lanelle Cantey DuRant
South Carolina Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211-1589

I further certify that all parties required by Rule to be served have been served.

This 17th day of June, 2013.


SALLY B. ELLISON
Legal Assistant

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-4156



ALAN WILSON
ATTORNEY GENERAL

June 17, 2013

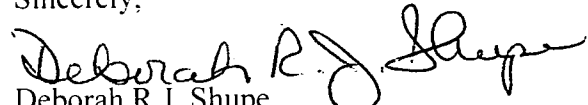
Lanelle Cantey DuRant
Assistant Appellate Defender
South Carolina Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211-1589

Re: In the Matter of the Care and Treatment of Dusty Cyr
Appellate Case No. 2012-211486

Dear Ms. DuRant:

Enclosed herewith and served upon you is a copy of Respondent's Motion for Second Extension, with proof of service, in the above-referenced case.

Sincerely,


Deborah R.J. Shupe
Senior Assistant Deputy Attorney General

DRJS.sbe

Enclosures

cc: ~~The~~ Honorable Jenny A. Kitchings (original and 7 copies)

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