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Nov 27 2023

SC Court of Appeals

**THE STATE OF SOUTH CAROLINA
In The Court of Appeals**

APPEAL FROM THE ADMINISTRATIVE LAW COURT

Hon. Sebastian P. Lenski, Administrative Law Judge

Appellant Case No. 2023 – 001291

John Garvin..... Appellant,

v.

South Carolina Department of Corrections Respondent.

MOTION FOR EXTENSION OF TIME

To: Mr. Joseph R. Shakibanasab, SCDC General Counsel, Attorney for Respondent.


I, John Garvin, proceeding as Pro-se, and pursuant to Rule – 263(b), SCACR, would respectfully moves this court for an extension of thirty (30) days in which to file Appellant’s Initial Brief and Designation of Matter to be Included in Record on Appeal in this case. This motion is made pursuant to a letter dated November 2, 2023, instructing Appellant to file his Initial Brief and Designation of Matter within thirty (30) days from the date of that letter. The Appellant now moves that the time for filing, be extended to January 2, 2024. This motion is made because the Appellant has not been able to properly perfect his Initial Brief within the allotted time for the following reasons:

1. The Initial Brief and Designation of Matter is due to be served and filed with the Court on December 2, 2023.
2. The Appellant has only a G.E.D., with no legal education and is just a layman of law.

3. The Appellant has limited knowledge of the law.
4. The Appellant who is not versed in law, is having trouble perfecting his brief.
5. The highest grade level that Appellant has completed is the eighth grade.
6. The Appellant states that given the above-mentioned circumstances, he is still trying to properly perfect the issue that he plans to present in his Initial Brief.
7. Appellant makes this request in good faith and not for the purpose of delay.
8. Good cause exists for the granting of this motion for extension of time, for the reasons stated above. The Appellant's eighth grade level of competence and his limited knowledge of the law hinders him making a timely fashioned Initial Brief.

WHEREFORE, the Appellant herein, as result of his eighth grade level of competence, would respectfully request a thirty-day extension, in which to properly perfect and file his Initial Brief and Designation of Matter in this case based upon the above circumstances. The Appellant will require additional time to properly perfect his Initial Brief.

RESPECTFULLY SUBMITTED this 27th day of November, 2023



John Garvin, # 355509, Pro-se.
Ridgeland Correctional Institution
P.O. Box # 2039
Ridgeland, S.C. 299036

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APPEAL FROM THE ADMINISTRATIVE LAW COURT

Sebastian P. Lenski, Administrative Law Judge

Appellate Case No. 2023 – 001291

John Garvin..... Appellant,

v.

South Carolina Department of Corrections Respondent.

CERTIFICATE OF SERVICE

I, John Garvin, certify that I have serve an **MOTION FOR EXTENSION OF TIME** on the Court to be delivered by via e-mail on November 27, 2023, addressed to the Hon. Jenny A. Kitching, Clerk of S.C. Court of Appeals, at e-mail: ctappfilings@sccourts.org; and delivered by via e-mail to Mr. Joseph R. Shakibanasab, of SCDC Office of General Counsel at e-mail: shakibanasab.joseph@doc.sc.gov.

DATED: November 27, 2023



**John Garvin , # 355509, Pro-se.
Ridgeland Correctional Institution
P.O. Box # 2039
Ridgeland, S.C. 29936**