

IN THE COURT OF APPEALS

**RECEIVED**

**Mar 11 2024**

**SC Court of Appeals**

\_\_\_\_\_  
Appeal from Horry County

Honorable William H. Seals, Circuit Court Judge  
Appellate Case No. 2023-000285  
\_\_\_\_\_

In the Matter of the Care and Treatment of Joseph Curtis, Jr.

Appellant.

\_\_\_\_\_  
**MOTION FOR FIFTH EXTENSION TO FILE INITIAL BRIEF OF  
RESPONDENT AND DESIGNATION OF MATTER**  
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Respondent, State of South Carolina, hereby moves for fifth and final 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 March 11, 2024, pursuant to the fourth extension. Respondent requests a fifth extension to serve and file these documents, which is not made for the purpose of delay but due to a heavy workload and counsel having to assume responsibility for additional cases due to the death of a colleague and the recent departure of another attorney. Counsel also has supervisory duties over a section in the Attorney General's office that have required substantial attention in the past several months.

2. Counsel has worked on the Initial Brief and Designation of Matter but has been unable to complete the Brief 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. Please be advised that the State and Appellate Defense continue to consent to any requests up to and including March 29, 2024.

Based on the foregoing, counsel for Respondent respectfully requests that this Court grant a fifth 30-day extension in which to file and serve the Initial Brief of Respondent and Designation of Matter in this case, 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

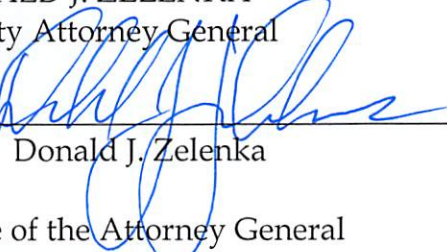
BY:   
Deborah R.J. Shupe

W. JEFFREY YOUNG  
Chief Deputy Attorney General

BY:   
W. Jeffrey Young

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

March 11, 2024

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Horry County

Honorable William H. Seals, Circuit Court Judge  
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**PROOF OF SERVICE**

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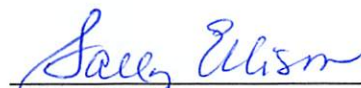
I, Sally Ellison, certify I served the Motion for Fifth Extension to File the Initial Brief of Respondent and Designation of Matter on Appellant by email to the address reflected in the AIS system.

David Alexander, Esquire (dalexander@sccid.sc.gov.)  
Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589

The Motion for Fifth Extension to File the Initial Brief of Respondent and Designation of Matter has also been filed with the Court of Appeals at ctapp@sccourts.org.

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

March 11, 2024.



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Sally Ellison  
Legal Assistant  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29402  
(803) 734-3835