

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appellate Case No.2024-002045

RECEIVED
FEB 04 2025
SC Court of Appeals

Sandtonyo Barber #291757 -- APPELLANT,

-Vs-

South Carolina Dep't of Corr. -- RESPONDENT,

APPELLANT'S MOTION TO FILE
OUT OF TIME

COMES NOW, above captioned Appellant, Sandtonyo Barber #291757, pro-se, respectfully moving this Honorable Court for permission to allow Appellant to file his Brief out-of-time. In support of this motion and request Appellant would show unto this Court the following:

(1). Appellant is an inmate housed in the South Carolina Department of Corrections on an unrelated matter;

(2). This matter is an appeal from the Administrative Law Court and the denial of Appellant's step 2 prevailing wage grievance;

(3). Appellant filed a timely Notice of Appeal with this Court;

(4). On Nov. 21, 2024 date Appellant filed his Initial Brief and Designated matter (Lower Court Record on Appeal) with this Court with a pro-se motion to proceed in forma pauperis;

(5). Appellant has been waiting on Respondents to file their Return Brief on appeal and instead on January 8, 2028 this Court issued a order letter advising Appellant's time to file his Initial Brief has elapsed and that Appellant has ten (10) days from the date of this Court's letter to file a motion to file out of time along with his Initial Brief and Designated matter on appeal;

(6). At this time Appellant is enclosing his Initial Brief and Record on appeal with proof thereof that he had already filed his Initial Brief but is doing so again per this Court's request;

(7). Appellant placed his Initial Brief and Designated matter on appeal to this Court in SCDC's Tyger River mailroom on , and thus constitutes the date of filing;

(8). Appellant would ask this Court to look at the dates on Appellant's brief in support of his allegation that he did timely file his Initial Brief and Designated matter on appeal in conjunction with the instant motion to file out-of-time.

CONCLUSION

Based on the above Appellant respectfully prays this Court will grant the request to file out of time,

Respectfully Submitted,

/s/


Sandtonyo Barber, pro-se

SCDC ID	NAME	GROSS PAY	NET PAY	FED	STATE	FICA	PAY DATE	HRS WRK	HRLY RATE	PLANT CODE	AMT	END BAL
00291757	BARBER SANDTONYO LA	466.07	427.28	0	3.13	35.66	4/16/2004	90.5	5.15	345	427.28	427.28
00291757	BARBER SANDTONYO LA	287.11	265.15	0	0	21.96	4/30/2004	55.75	5.15	345	265.15	311.76
00291757	BARBER SANDTONYO LA	351.48	324.01	0	0.58	26.89	5/14/2004	68.25	5.15	345	324.01	399.33
00291757	BARBER SANDTONYO LA	297.41	274.66	0	0	22.75	6/1/2004	57.75	5.15	345	274.66	385.13
00291757	BARBER SANDTONYO LA	319.3	294.88	0	0	24.42	6/16/2004	62	5.15	345	294.88	435.09
00291757	BARBER SANDTONYO LA	310.28	286.54	0	0	23.74	7/1/2004	60.25	5.15	345	286.54	458.68
00291757	BARBER SANDTONYO LA	450.62	413.44	0	2.71	34.47	7/16/2004	87.5	5.15	345	413.44	616.61
00291757	BARBER SANDTONYO LA	311.57	287.73	0	0	23.84	7/30/2004	60.5	5.15	345	287.73	536.01
00291757	BARBER SANDTONYO LA	233.03	215.2	0	0	17.83	8/16/2004	45.25	5.15	345	215.2	494.64
00291757	BARBER SANDTONYO LA	383.5	353.02	0	1.15	29.33	9/1/2004	73.75	5.2	345	353.02	655.88
00291757	BARBER SANDTONYO LA	326.3	301.22	0	0.12	24.96	9/16/2004	62.75	5.2	345	301.22	642.43
00291757	BARBER SANDTONYO LA	166.4	153.67	0	0	12.73	10/1/2004	32	5.2	345	153.67	527.51
00291757	BARBER SANDTONYO LA	335.31	306.25	0	3.41	25.65	2/14/2020	46.25	7.25	345	306.25	469.6
00291757	BARBER SANDTONYO LA	311.75	285.12	0	2.78	23.85	2/28/2020	43	7.25	345	285.12	482
00291757	BARBER SANDTONYO LA	478.5	433.58	0	8.32	36.6	3/16/2020	66	7.25	345	433.58	661.81
00291757	BARBER SANDTONYO LA	444.06	403	0	7.08	33.98	4/1/2020	61.25	7.25	345	403	679.28
00291757	BARBER SANDTONYO LA	471.26	427.16	0	8.06	36.04	4/16/2020	65	7.25	345	427.16	747.85
00291757	BARBER SANDTONYO LA	337.13	307.87	0	3.46	25.8	5/1/2020	46.5	7.25	345	307.87	675.69
00291757	BARBER SANDTONYO LA	244.69	225	0	0.97	18.72	5/15/2020	33.75	7.25	345	225	626.53
00291757	BARBER SANDTONYO LA	168.56	155.32	0	0.35	12.89	6/1/2020	23.25	7.25	345	155.32	581.32
00291757	BARBER SANDTONYO LA	119.63	110.47	0	0	9.16	6/16/2020	16.5	7.25	345	110.47	553.58
00291757	BARBER SANDTONYO LA	302.7	277.02	0	2.53	23.15	7/1/2020	41.75	7.25	345	277.02	732.2
00291757	BARBER SANDTONYO LA	47.13	43.53	0	0	3.6	7/16/2020	6.5	7.25	345	43.53	528.98
00291757	BARBER SANDTONYO LA	335.32	306.26	0	3.41	25.65	10/1/2020	46.25	7.25	345	306.26	796.48
00291757	BARBER SANDTONYO LA	589.07	523.55	7.2	13.25	45.07	10/16/2020	81.25	7.25	345	523.55	1,047.30
00291757	BARBER SANDTONYO LA	574.57	512.26	5.75	12.6	43.96	10/30/2020	79.25	7.25	345	512.26	1,094.92
00291757	BARBER SANDTONYO LA	464.01	420.72	0	7.8	35.49	11/16/2020	64	7.25	345	420.72	1,060.84
00291757	BARBER SANDTONYO LA	300.88	275.38	0	2.48	23.02	12/1/2020	41.5	7.25	345	275.38	961.99
00291757	BARBER SANDTONYO LA	425.94	386.93	0	6.43	32.58	12/16/2020	58.75	7.25	345	386.93	1,103.63
00291757	BARBER SANDTONYO LA	415.07	378.08	0	5.24	31.75	1/1/2021	57.25	7.25	345	378.08	1,137.37
00291757	BARBER SANDTONYO LA	266.44	245.12	0	0.94	20.38	1/15/2021	36.75	7.25	345	245.12	1,045.92

281.5 2,201.33

00291757	BARBER SANDTONYO LA	391.5	357.16	0	4.39	29.95	1/15/2021	54	7.25	345	357.16	1,216.86
00291757	BARBER SANDTONYO LA	322.62	295.47	0	2.46	24.69	2/1/2021	44.5	7.25	345	295.47	1,122.91
00291757	BARBER SANDTONYO LA	447.69	407.03	0	6.41	34.25	3/1/2021	61.75	7.25	345	407.03	1,305.88
00291757	BARBER SANDTONYO LA	217.5	200.45	0	0.42	16.63	3/16/2021	30	7.25	345	200.45	1,144.07
00291757	BARBER SANDTONYO LA	415.07	378.07	0	5.24	31.76	4/1/2021	57.25	7.25	345	378.07	1,343.44
00291757	BARBER SANDTONYO LA	425.94	391.45	0	1.91	32.58	4/16/2021	58.75	7.25	345	391.45	1,398.33
00291757	BARBER SANDTONYO LA	143.19	132.24	0	0	10.95	4/30/2021	19.75	7.25	345	132.24	1,182.21
00291757	BARBER SANDTONYO LA	488.48	447.5	0	3.6	37.38	5/14/2021	66.25	7.25	345	447.5	1,511.79
00291757	BARBER SANDTONYO LA	275.5	254.3	0	0.13	21.07	6/1/2021	38	7.25	345	254.3	1,367.44
00291757	BARBER SANDTONYO LA	641.65	571.79	11.8	8.99	49.08	6/16/2021	85.5	7.25	345	571.79	1,712.48
00291757	BARBER SANDTONYO LA	335.31	309.25	0	0.4	25.66	7/1/2021	46.25	7.25	345	309.25	1,514.34
00291757	BARBER SANDTONYO LA	514.76	471.01	0	4.38	39.37	7/16/2021	71	7.25	345	471.01	1,709.63
00291757	BARBER SANDTONYO LA	393.32	362.2	0	1.03	30.09	7/30/2021	54.25	7.25	345	362.2	1,652.30
00291757	BARBER SANDTONYO LA	436.82	401.2	0	2.2	33.42	8/16/2021	60.25	7.25	345	401.2	1,730.72
00291757	BARBER SANDTONYO LA	438.63	402.82	0	2.25	33.56	9/1/2021	60.5	7.25	345	402.82	1,776.12
00291757	BARBER SANDTONYO LA	324.45	299.29	0	0.35	24.81	9/16/2021	44.75	7.25	345	299.29	1,716.45
00291757	BARBER SANDTONYO LA	315.37	290.93	0	0.31	24.13	10/1/2021	43.5	7.25	345	290.93	1,740.68
00291757	BARBER SANDTONYO LA	518.38	474.21	0	4.51	39.66	10/15/2021	71	7.25	345	474.21	1,955.50
00291757	BARBER SANDTONYO LA	424.13	389.83	0	1.86	32.44	11/1/2021	58.5	7.25	345	389.83	1,922.96
00291757	BARBER SANDTONYO LA	445.88	409.31	0	2.45	34.12	11/16/2021	61.5	7.25	345	409.31	1,984.85
00291757	BARBER SANDTONYO LA	433.19	397.95	0	2.1	33.14	12/1/2021	59.75	7.25	345	397.95	2,018.23
00291757	BARBER SANDTONYO LA	290.01	267.64	0	0.19	22.18	12/16/2021	40	7.25	345	267.64	1,931.24
00291757	BARBER SANDTONYO LA	395.13	364.58	0	0.32	30.23	1/1/2022	54.5	7.25	345	364.58	2,057.18
00291757	BARBER SANDTONYO LA	179.44	165.72	0	0	13.72	1/14/2022	24.75	7.25	345	165.72	1,897.83
00291757	BARBER SANDTONYO LA	371.56	342.92	0	0.21	28.43	2/1/2022	51.25	7.25	345	342.92	2,093.15
00291757	BARBER SANDTONYO LA	580.94	526.66	4.05	5.79	44.44	2/16/2022	77.25	7.25	345	526.66	2,314.05
00291757	BARBER SANDTONYO LA	693.29	614.91	15.3	10.05	53.04	3/1/2022	94.75	7.25	345	614.91	2,460.73
00291757	BARBER SANDTONYO LA	434.12	399.54	0	1.37	33.21	3/16/2022	56.75	7.25	345	399.54	2,314.69
00291757	BARBER SANDTONYO LA	560.07	510.22	1.97	5.04	42.84	4/1/2022	77.25	7.25	345	510.22	2,468.78
00291757	BARBER SANDTONYO LA	628.96	564.47	8.85	7.52	48.12	4/15/2022	84.5	7.25	345	564.47	2,579.26
00291757	BARBER SANDTONYO LA	516.56	473.45	0	3.6	39.51	4/29/2022	71.25	7.25	345	473.45	2,551.14
00291757	BARBER SANDTONYO LA	460.38	423.07	0	2.08	35.23	5/16/2022	63.5	7.25	345	423.07	2,552.42

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CERTIFICATE OF SERVICE

The undersigned hereby certifies he has served a true and correct copy of the enclosed Motion to File Out of Time on the persons whose names and addresses appear below by placing the aforesaid in properly addressed, first-class postage affixed envelopes and placed in the U.S. Mail this 23rd day of January 2025.

Those Served:

S.C. Court of Appeals
Clerk's Office
P.O. Box 11629
Columbia, SC. 29211

General Counsel
SCDC
P.O. Box 21787
Columbia, SC. 29221-1787

Respectfully Submitted,
/s/ Sandtonyo Barber
Sandtonyo Barber, pro-se

SWORN TO AND SUBSCRIBED BEFORE ME

THIS 23rd DAY OF Jan, 2025

NOTARY PUBLIC

MY COMM. EXPIRES 4/14/24

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JAN 23 2025

TYGER RIVER MAILROOM



Sandler Barber #291751
US Em: 215 B
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200 Prison Rd
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Clerk's office
PO Box 11629
Columbia, SC 29211

