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**Apr 01 2026**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

The Honorable Daniel Coble, Circuit Court Judge

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Appellate Case No. 2025-002478

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Randle Jackson as the Personal Representative of the  
Estate of Dashaun Simmons.....Respondent,

v.

South Carolina Department of Corrections.....Appellant.

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**MOTION TO EXTENSION OF TIME TO FILE RESPONDENT’S INITIAL BRIEF**

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The Respondent, by and through his undersigned counsel, hereby moves for an extension of time to serve and file the initial brief and designation of matter.

Currently, Respondent’s initial brief and designation of matter are due on April 22, 2026. The undersigned has been preparing for multiple trials in state Court that either settled just before trial or were continued. The undersigned also argued before the Fourth Circuit Court of Appeals on March 18 and March 19, and had to pause the drafting of the brief in this appeal in order to properly prepare for oral arguments on back-to-back days. The undersigned spent a significant amount of time over the last two months preparing for these arguments, which arose from two different federal actions. While preparing for those arguments, the undersigned filed initial briefs in two separate state court actions with this Court on March 12, 2026, and is currently finalizing an initial brief, which is due April 9, 2026, in another action.

Further, Mr. Allen, counsel for Respondent, has a date-certain jury trial scheduled for April 20, 2026, involving charges of double felony DUI and reckless homicide, which further limits counsel's availability to complete the brief by the current deadline.

For the foregoing reasons stated herein, Appellant respectfully requests a 30-day extension, which would make Respondent's initial brief due May 22, 2026.

Respectfully submitted,

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*s/ Joshua T. Hawkins*

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*Attorneys for Respondent*

Greenville, South Carolina  
April 1, 2026

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**PROOF OF SERVICE**

I hereby certify that a copy of the Motion for Extension of Time to File Respondent’s Initial Brief has been served electronically upon the South Carolina Court of Appeals at ctappfilings@sccourts.org, and upon the attorneys of record for the Appellant at their respective email addresses listed below, on April 1, 2026:

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CC:

The Honorable Jenny Abbott Kitchings  
Clerk of Court  
South Carolina Court of Appeals  
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