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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

CONSOLIDATED APPEAL FROM THE
SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Appellate Case No. 2026-000437

Francis Ackerman #266928, Tyrone Aiken #244428, Tyrone Aiken #248367, Malik Aljalil #219551, Linso Allen #269378, Frank Anderson #282800, Sherman Austin #300028, Henry Baker #263398, Quentin Baker #297868, Michael Baylor #265682, Jacob Beach #301270, Darryel Beasley #222388, Michael Benninger #264212, James Bogan #288111, Taurus Bowman #252745, Lazarus Brannon #227847, Ronald Brewer #285756, Frederick Brown #289602, Keith Brown #295762, Timothy Brown #238461, Edward Bryant #255998, Gary Bryant #258972, Pete Bryant #242370, Terrell Buchanon #277262, Douglas Bude #263537, Larry Burke #281911, Christopher Busch #300690, Michael Busques #191961, Richard Butler #162467, Thomas Butler #257552, Derek Carter #275938, Thomas Carter #249362, Rudy Cassady #238732, Leroy Choice #113990, Sheldon Clark #264772, Zawaski Cobb #187136, Baron Cobbs #280479, Kamathene Cooper #145333, Frank Corley #292975, Gladstone Cummings #267450, Patrick Curtis #175139, Quintin Daniels #196284, Curtis Davis #238776, Garry Davis #106144, Heyward Dempsey #134171, Phillip Denney #240678, Perry Deveaux #109601, Daniel Dewey #276678, Calvin Drummond #236322, Jerome Durham #270393, Paul Durham #219573, Harlan Edger #261866, Keith Eigner #299153, Willie Elder #246208, Rodney Elliott #251337, Anthony English #238474, James Enriquez #215539, Kirlan Etheredge #236635, Keith Eugene, unknown, James Evans #267837, David Feggins #287157, Bernard Felder #122099, Terry Ferguson #299080, Jose Flores #240563, James Foye #211523, Ray Gadsden #187527, Maxie Gamble #254413, Robert Garrett #291096, Jermaine Garriett #191274, Fred Gatewood #289775, Jammie Gaymon #208922, Reginald Geddis #183851, Marvin Gilbert #273934, Dennis Goff #177506, Charles Graham #294453, Richard Graham #228235, Gregory Grant #109656, Howard Grant #255473, Nehemiah Greene #243339, Gary Grooms #283860, Nelson Hampton #286427, Willie Hare #256641, Wayne Harlen #245705, David Harrell #260004, James Hartman #219770, Gary Hayes #263985, Johnny Hayes #267910, Steven Hickenbottom #196263, Johnny Holden #245199, Michael Hood #279897, Willie House #257820, Don Hughes #256862, Timothy Inman #151123, Chuck Jackson #266425,

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v.

South Carolina Department of Corrections, Respondent.

**MOTION BY THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
FOR AN EXTENSION OF THE DEADLINE BY WHICH
IT MAY FILE ITS INITIAL BRIEF AND DESIGNATION OF MATTER
UNTIL FRIDAY, JUNE 12, 2026**

By an order issued April 22, 2026, this Court granted the motion filed April 17, 2026 by the undersigned counsel for the Respondent, the South Carolina Department of Corrections [SCDC], to extend the deadline associated with filing and serving SCDC's initial brief and designation of matter. By its April 22, 2026 order, the Court established a deadline of Wednesday, June 3, 2026 for SCDC's undersigned counsel to file and serve SCDC's initial brief and designation of matter.

By this submission, SCDC's undersigned counsel again respectfully moves the Court to extend the deadline associated with filing and serving SCDC's initial brief and designation of matter, specifically from Wednesday, June 3, 2026 to Friday, June 12, 2026.

SCDC's undersigned counsel so moves given his representation of a state agency in a matter called for trial in Richland County on Tuesday, May 12, 2026. SCDC's undersigned counsel appeared on behalf of his client in all pre-trial matters during the weeks of April 27, 2026, and May 4, 2026, and he submitted all pre-trial materials required by the presiding judge during the week of May 4, 2026.

SCDC's undersigned counsel also moves given incidents which occurred in early May 2026, as he prepared for trial in Richland County on Tuesday, May 12, 2026, for which he was engaged to represent law enforcement officers in his capacity as General Counsel for the South Carolina Law Enforcement Officers' Association [SCLEOA].

On Friday, May 8, 2026, two (2) deputies from the Aiken County Sheriff's Office were involved in a use-of-force incident investigated by the South Carolina Law Enforcement Division [SLED]. SCDC's undersigned counsel, in his capacity as SCLEOA's General Counsel, met with both deputies in Aiken on May 19, 2026, communicated with them by various means after their meeting, and assisted them in preparing written statements in advance of their interviews by SLED on Wednesday, May 27, 2026. SCDC's undersigned counsel accompanied both deputies to their May 27, 2026 interviews.

On Sunday, May 10, 2026, an officer from the Forest Acres Police Department was involved in a use-of-force incident investigated by the Richland County Sheriff's Department [RCSD]. SCDC's undersigned counsel, again in his capacity as SCLEOA's General Counsel, met with the officer, communicated with officer by various means, and assisted the officer in preparing responses to questions presented by RCSD investigators about the May 10, 2026 incident. On Monday, June 1, 2026, SCDC's undersigned counsel submitted the officer's written responses to a series of questions from RCSD investigators.

SCDC's undersigned counsel spoke by telephone with Appellants' counsel on Tuesday afternoon, June 2, 2026 about the proposed extension of the deadline by which to file and serve SCDC's initial brief and designation of matter, as well as the reasons for the proposed extension. Appellants' counsel graciously advised SCDC's undersigned counsel during their conversation that he did not object to the proposed extension.

Thus, for the foregoing reasons, SCDC's undersigned counsel respectfully represents to the Court that he needs additional time to finish SCDC's initial brief and designation of matter, and he respectfully urges the Court to grant his instant motion and, by doing so, extend the deadline

by which he may file and serve SCDC's initial brief and designation of matter from Wednesday, June 3, 2026 to Friday, June 12, 2026.

RESPECTFULLY SUBMITTED:

BY: *s/Lake E. Summers*
Lake E. Summers
S.C. Bar No. 064146

Malone, Thompson & Summers LLC
339 Heyward Street, Suite 100
Columbia, South Carolina 29201
(803) 413-2094 – Mobile
(803) 254-3300 – Telephone
(803) 254-0309 – Fax
summers@mtsollawfirm.com

Columbia, South Carolina
June 2, 2026

ATTORNEYS FOR RESPONDENT SCDC

Counsel for the Appellants:

Douglas H. Westbrook, Esquire
3 Gamecock Avenue, Suite 304-B
Charleston, South Carolina 29407

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v.

South Carolina Department of Corrections, Respondent.

PROOF OF SERVICE

I certify that I have served a copy of the **MOTION BY THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS FOR AN EXTENSION OF THE DEADLINE BY WHICH IT MAY FILE IT IS INITIAL BRIEF AND DESIGNATION OF MATTER UNTIL FRIDAY, JUNE 12, 2026** in the above-titled matter on the above-named Appellants by electronic mail to their counsel of record and by mailing a hard copy of it to their counsel of record, first class postage pre-paid, at the following address:

Douglas H. Westbrook, Esquire
3 Gamecock Avenue, Suite 304-B
Charleston, South Carolina 29407
douglas.h.westbrook@gmail.com

RESPECTFULLY SUBMITTED:

BY: *s/Lake E. Summers*
Lake E. Summers
S.C. Bar No. 064146

Malone, Thompson & Summers LLC
339 Heyward Street, Suite 100
Columbia, South Carolina 29201
(803) 413-2094 – Mobile
(803) 254-3300 – Telephone
(803) 254-0309 – Fax
summers@mtsolvlawfirm.com

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