

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

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Francis Ackerman, #266928, Malik Aljalil, #219551,  
Linso Allen, #269378, Michael Benninger, #264212,  
Frederic Brown, #289602, Timothy Brown, #238461,  
Terrell Buchanon, #277262, Christopher Buch, #200690,  
Rudy Cassady, #238732, Sheldon Clark, #264772,  
Zawaski Cobb, #187136, Kamathene Cooper, #145333,  
Gladstone Cummings, #267450, Patrick Curtis, #175139,  
Quintin Daniels, #196284, Curtis Davis, #238776,  
Heyward Dempsey, #134171, Phillip Denney, #240678,  
Paul Durham, #219573, Jerome Durham, #270393, Keith  
Eigner, #299153, Bernard Felder, #122099, Jermaine  
Garriett, #191274, Fred Gatewood, #289775, Dennis  
Goff, #177506, Gregory Grant, #109656, Nelson  
Hampton, #286427, James Hartman, #219770, Gary  
Hayes, #263985, Michael Hood, #279987, Nikia Law,  
#260855, Stephen Lease, #137016, Harry Leonard,  
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McFarland, #266870, Earl Mack, #216237, John Moultri,  
#276527, Matin Muntaqim, #266870, Tony Pitts,  
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#93614, Dennis Richey, #233472, Ignacio Rivera,  
#300424, Vondell Sanders, #241308, James Sattler,  
#235043, Joseph Schmitz, #173987, Arthur Scott,  
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James Bogan, #288111, Larry Burke, #281911, Jammie  
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#260047, Ricky Libby, #274681, Alain Lareua, #128014,  
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Jackson, #267718, Quintin Linen, #238553, Thomas  
Miles, #246763, Chauncy Orr, #177069, Isaiah Scott,

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**SC Court of Appeals**

#228008, Eric Youmous, #281091, Derek Carter,  
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Robert Norris, #266101, Ronald Simmons, #267937,  
Samuel Simmons, #302393, William Thomas, #272501,  
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Deveaux, #109601, James Wells, #180458, Cedric  
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Wydman, #260331, Anthony Wright, #214007, Derrick

Williams, #272958, Kenneth White, #228409, James Trumper, #247429, Jeffrey Spears, #281697, Timothy Smith, #296539, Davis Sims, #278067, Virgil Simpson, #281888, Edward Simpson, #220017, Kenneth Simmons, #278911, George Shine, #292391, Ralph Sellers, #164295, Laron Richardson, #258786, Frank Patterson, #283098, Tony McNeil, #235864, Larry McClam, #282972, Lavanza Mack, #189340, Raymond Livingston, #277133, Nicholas Lambrose, #215080, Joseph Kelsey, #217218, Keith Eugene, no number, Chuck Jackson, #266425, James Foye, #211523, Timothy Inman, #151123, Marvin Gilbert, #273934, Demetrius Wheeling, #264976, Leon Wilson, #155867, Jeffrey Tevis, #216442, Darryel Beasley, #222388, Curtis Thompson, #266448, Baron Cobbs, #280479, James Tino, #145030, Harold Roberson, #117001, Ray Gadsen, #187527, Tony Witt, #242918, Jonathan Singleton, #287670, Joe Pannell, #89592, Charles Graham, #294453, Lazarus Brannon, #227847, Darrell Williams, #219730, Wilbert Mills, #244004, Howard Grant, #255473, Timothy Wilson, #261971, Rodney Elliott, #251337, Henry Rivers, #219118, Appellants,

v.

South Carolina Department of Corrections, Respondent.

Appellate Case No. 2012-210588

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**RESPONDENT'S MOTION FOR AN EXTENSION OF TIME BY WHICH  
IT MAY FILE ITS REPLY TO THE APPELLANTS' RESPONSE  
TO ITS MOTION TO STRIKE THE APPELLANTS'  
"ADDITIONAL DESIGNATION OF MATTER  
TO BE INCLUDED IN THE RECORD ON APPEAL"**

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By their submission dated March 11, 2013, the Appellants, by and through their counsel, filed their Response to the Motion to Strike the Appellants' "Additional Designation of Matter to be Included in the Record on Appeal" filed by the Respondent, the South Carolina Department of Corrections, on February 10, 2014. The Respondent's undersigned counsel received the Appellants' Response on March 13, 2014.

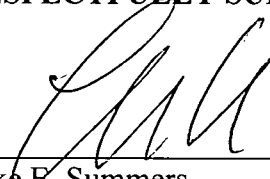
For the reasons stated below, the Respondent, by and through its undersigned counsel, respectfully moves this Court to extend the deadline by which it may file a Reply to the Appellants' Response by 30 days or until Thursday, **April 17, 2014**.

Under the provisions of South Carolina Appellant Court Rule 240(f), the Respondent would ordinarily have five (5) days from the service of the Appellants' Response by which to file its Return. However, the Respondent's undersigned counsel moves for a 30-day extension of this deadline so that he may fully address the myriad of issues associated with and animated by the Appellants' Response. The Respondent's undersigned counsel also moves for a 30-day extension in light of obligations he faces in several other matters pending in both circuit court and in federal court.

The Respondent's undersigned counsel respectfully advises this Court that he consulted by telephone with the Appellants' counsel on March 18, 2014, and the Appellants' counsel consents to the extension of the deadline proposed herein.

Therefore, the Respondent's undersigned counsel respectfully urges this Court to grant his instant motion, and, accordingly, the Respondent's undersigned counsel respectfully urges this Court to extend the deadline by which the Respondent may file its Reply to the Appellants' Response **until Thursday, April 17, 2014**.

**RESPECTFULLY SUBMITTED,**



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Lake E. Summers

**Malone, Thompson, Summers & Ott LLC**

339 Heyward Street, Suite 200

Columbia, South Carolina 29201

Office: (803) 254-3300

Fax: (803) 254-0309

E-mail: [summers@mtsollawfirm.com](mailto:summers@mtsollawfirm.com)

Counsel for Respondent

Columbia, South Carolina  
March 18, 2014

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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**PROOF OF SERVICE**

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I certify that I have served the **RESPONDENT'S MOTION FOR AN EXTENSION OF TIME BY WHICH IT MAY FILE ITS REPLY TO THE APPELLANTS' RESPONSE TO ITS MOTION TO STRIKE THE APPELLANTS' "ADDITIONAL DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL"** upon the above-named Appellants by mailing a copy of their counsel, first class postage pre-paid, at the following address:

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MAR 18 2014

**SC Court of Appeals**

Douglas H. Westbrook, Esquire  
Attorney at Law  
23 Broad Street  
Charleston, South Carolina 29401

March 18, 2014



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LAKE E. SUMMERS