

THE STATE OF SOUTH CAROLINA

In the South Carolina Court of Appeals

APPEAL FROM RICHLAND COUNTY

G. Thomas Cooper, Jr., Circuit Court Judge

Civil Action No. 13-CP-40-0301

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SC Court of Appeals

Basil W. Akbar, #065498,

Appellant,

v.

South Carolina Department of Corrections,
Bill Byers, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe,

Respondents.

RESPONDENTS' MOTION FOR EXTENSION OF TIME WITHIN WHICH TO FILE
RESPONDENTS' INITIAL RESPONSE BRIEF

Respondents South Carolina Department of Corrections, Bill Byers, Martha Roof, Debrah Long, Lisia Johnson, Ann Doe, and John Doe ("Respondents") respectfully move pursuant to Rules 240 and 263 of the South Carolina Appellate Court Rules¹ for an Order granting Respondents a thirty (30) day extension of time to file their initial brief in response to Appellant's Initial Brief filed with the South Carolina Court of Appeals, on the following grounds:

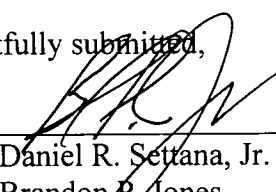
¹ Because this Motion contains a full explanation of its grounds, Respondents forego filing a supporting Memorandum, as such Memorandum would serve no useful purpose.

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3.6.14
4-5-14

On February 11, 2014, this Court issued an Order reinstating Appellant's appeal and ordering Appellant to file his Initial Brief and Designation of Matter no more than thirty (30) days from the date of the Order. It appears that on January 28, 2014, Appellant signed his Initial Brief and subsequently filed it with the South Carolina Court of Appeals. Appellant's Initial Brief was postmarked to the undersigned counsel for Respondents on February 4, 2014. On February 5, 2014, the undersigned counsel for Respondents received Appellant's Initial Brief, although no Proof of Service was attached. Counsel for Respondents is informed and believes that the present deadline for Respondents to file a Response Brief to Appellant's Initial Brief is March 6, 2014. Because of the short timeframe between when counsel for Respondents received Appellant's Initial Brief, and the fact that counsel for Respondents has had a number of matters to attend to in other State and Federal cases, the undersigned counsel for Respondents requires additional time to complete Respondents' Initial Response Brief in this matter.

Counsel for Respondents would respectfully request an additional thirty (30) days from the current deadline in which to file an Initial Response Brief. As set forth above, the undersigned counsel for Respondents is informed and believes that the present deadline to file Respondents' Initial Response Brief is March 6, 2014. The extended deadline, therefore, would be April 5, 2014. No prior request for an extension has been filed by this party.

Respectfully submitted,



Daniel R. Settana, Jr.
Brandon P. Jones
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1303 Blanding Street; P.O. Drawer 7217
Columbia, SC 29202
(803) 256-4645
Attorneys for Respondents

Columbia, South Carolina
March 4, 2014

THE STATE OF SOUTH CAROLINA

In the South Carolina Court of Appeals

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Civil Action No. 13-CP-40-0301

Basil W. Akbar, #65498,

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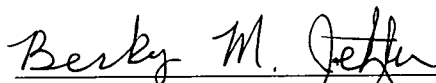
South Carolina Department of Corrections,
Bill Byers, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe,

Respondents.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on March 4, 2014, a copy of the foregoing **RESPONDENTS' MOTION FOR EXTENSION OF TIME WITHIN WHICH TO FILE RESPONDENTS' INITIAL RESPONSE BRIEF** was served on Pro Se Plaintiff by mailing a copy of same in the United States Mail, via certified mail, return receipt requested, proper postage prepaid, addressed as follows:

Basil W. Akbar, #65498
Lee Correctional Institute
990 Wisacky Hwy, Ker. 2224-N
Bishopville, SC 29010



Becky M. Jetzke, Legal Assistant for:
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James E. L. Fickling+
Richard E. Marsh, III
Meghan H. Hall

March 4, 2014

VIA HAND DELIVERY

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

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MAR - 4 2014

S.C. Supreme Court

Re: Basil Akbar v. SCDC, Bill Byers, Martha Roof, Debrah Long,
Lisia Johnson, Ann and John Doe
SC Appeal No.: 2013-002306
Richland Co. Case No: 2013-CP-40-0301
Claim No: 75046
Our File No: 9-372

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SC Court of Appeals

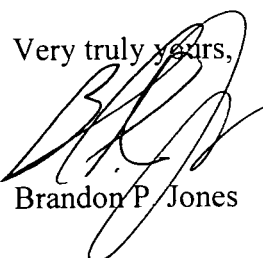
Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of **Respondents' Motion for Extension of Time within which to File Respondents' Initial Response Brief** in reference to the above matter. Please return two (2) clocked in copies to me via my courier.

By copy of this letter, I am serving the *pro se* Appellant with the same.

Thank you for your assistance. Should you have any questions or concerns, do not hesitate to contact me.

With kindest regards, I am,

Very truly yours,

Brandon P. Jones

BPJ/bmj

Enclosures

cc: Basil Akbar, #65498 (via Certified/Return Receipt Requested)