

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

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AUG 04 2014
Court of Appeals

APPEAL FROM SOUTH CAROLINA
Administrative Law Court

Shirley C. Robinson, Administrative Law Judge

Case No.: 10-ALJ-08-0504-AP

Albert Cooper Myers,.....Appellant,

v.

South Carolina Department of Health and Human Services.....Respondent,

**RESPONDENT'S SECOND MOTION FOR EXTENSION OF TIME TO FILE
AND SERVE INITIAL BRIEF AND DESIGNATION OF MATTER TO BE
INCLUDED IN THE RECORD ON APPEAL**

Counsel for the Respondent moves pursuant to Rule 263(b), SCACR, for a thirty (30) day extension of time in which to file and serve Respondent's Initial Brief and Designation of Matter Record on Appeal. The grounds for this motion are that there is good cause to grant the requested extension as set forth:

- 1) This is the second request for an extension of this type by Respondent's counsel;
- 2) Respondent current deadline for filing its Initial Brief and Designation of Matter is August 4, 2014;
- 3) The undersigned was recently retained by the Respondent to serve as counsel for this appeal as well as two other cases and received a thirty (30) day extension from this Court to file and serve its Initial Brief and Designation of Matter;

- 4) In the interim thirty (30) days, counsel has prepared and filed briefs in the U.S. Court of Appeals for the Federal Circuit, U.S. District Court for the District of South Carolina, and the S.C. Administrative Law Court in addition to handling regular matters;
- 5) Additionally, counsel has been preparing for a jury trial in the Court of Common Pleas for Lexington County which begins August 4, 2014;
- 6) Due to the number of response briefs currently due in the month of August, counsel requests a second, thirty (30) day extension.

WHEREFORE Respondent's counsel prays for an Order extending the time in which to file and serve Respondent's Initial Brief and Designation of Matter Record on Appeal in this case until September 3, 2014.



RILEY, POPE & LANEY, LLC

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damonw@rplfirm.com

Counsel for the Respondent

Columbia, South Carolina
August 4, 2014

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v.

South Carolina Department of Health and Human Services.....Respondent,

CERTIFICATE OF SERVICE BY MAIL

I, the undersigned, hereby certify that on the date shown below, I served the **RESPONDENT'S SECOND MOTION FOR EXTENSION OF TIME TO FILE AND SERVE INITIAL BRIEF AND DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** on the parties listed below by depositing copies of same into the United States Mail, first class postage prepaid, addressed as shown.

Patricia L. Harrison
611 Holly Street
Columbia, SC 29205

RILEY, POPE & LANEY, LLC


Monique W. Trifos
P.O. Box 11412
Columbia, South Carolina 29211
(803) 799-9993 – Office
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Columbia, South Carolina
August 4, 2014

RILEY POPE & LANEY, LLC
ATTORNEYS AND COUNSELORS AT LAW

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August 4, 2014

HAND DELIVERED

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

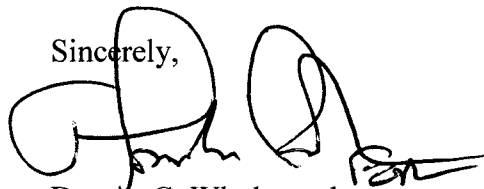
Re: Myers, Albert C. v. SCDHHS
Court of Appeals Docket No.: 2014-000418
Our File No. 5252.00314

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of Respondent's Second Motion for Extension of Time to File and Serve Initial Brief and Designation of Matter along with proof of service. Please return one (1) filed copy of each to me in the self-addressed, postage paid envelope I have included for your convenience. I have also enclosed my firm's check in the amount of \$25.00 to cover the filing fee for the motion. Please do not hesitate to contact me with questions.

Thank you for your kind assistance in this matter.

Sincerely,



Damon C. Wlodarczyk

DCW/mwt

Enclosures

cc: Patricia L. Harrison (w/enclosure)
611 Holly Street
Columbia, SC 29205

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Riley Pope
& Laney, LLC | ATTORNEYS AND COUNSELORS AT LAW

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TO:

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