

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SOUTH CAROLINA
Administrative Law Court

Ralph King Anderson III, Administrative Law Judge
Trial Court Case No.: 2013-ALJ-080267-AP

RECEIVED

OCT 08 2014

Appellate Case No.: 2013-002415

SC Court of Appeals

Brook Waddle,.....Appellant,

v.

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

**RESPONDENT’S 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 fifteen (15) 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 first 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 October 6, 2014;
- 3) The undersigned mistakenly thought Appellant’s Amended Initial Brief and Designation of Matter were to be served on October 6, 2014 based upon the denial of the Appellant’s Motion to attach exhibits to the Initial Brief. However, in re-reviewing the Order last week, the undersigned’s error was

identified as the Order provided that Appellant's Final Brief would not include the exhibits.

- 4) Due to the undersigned's current caseload, additional time is needed to complete the brief.

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 October 21, 2014.

RILEY, POPE & LANEY, LLC


DAMON C. WLODARCZYK

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Columbia, South Carolina 29211

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Counsel for the Respondent

Columbia, South Carolina
October 6, 2014

THE STATE OF SOUTH CAROLINA
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Brook Waddle,.....Appellant,

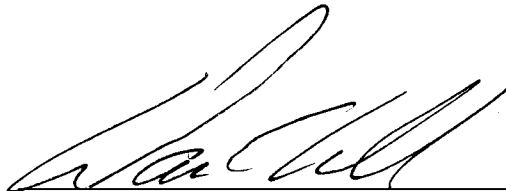
v.

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

CERTIFICATE OF SERVICE

This is to certify that have this day caused to be served upon the person named below the attached **Respondent's Motion for Extension of Time to File Initial Brief and Designation of Matter to be Included in the Record on Appeal** in the above-captioned matter via United States mail, first-class postage prepaid, to the following:

Patricia Harrison, Esquire
611 Holly Street
Columbia, SC 29205



Damon C. Włodarczyk

Columbia, South Carolina
October 6, 2014

RILEY POPE & LANEY, LLC
ATTORNEYS AND COUNSELORS AT LAW

2838 DEVINE STREET
POST OFFICE BOX 11412 (29211)
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October 6, 2014

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

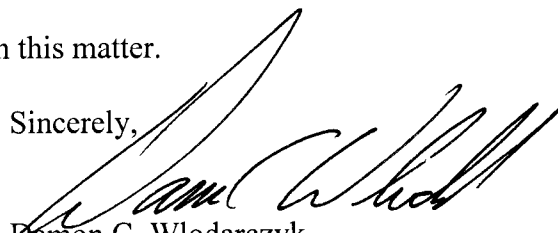
Re: Brook Waddle, Appellant, v. South Carolina Department of Health and Human Services,
Respondent
Court of Appeals Docket No.: 2014-002415
Our File No. 5252.00114

Dear Ms. Kitchings:

Please find enclosed for filing the original and seven (7) copies of Respondent's 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. Pursuant to Rule 240(d), SCACR, the motion fee is not required as the movant is an agency of the State of South Carolina. Please do not hesitate to contact me with questions.

Thank you for your kind assistance in this matter.

Sincerely,


Damon C. Wlodarczyk

DCW/
Enclosure

cc: Patricia L. Harrison, Esq.

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SC Court of Appeals

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

POST OFFICE BOX 11412
COLUMBIA, SOUTH CAROLINA 29211

TO:

The Honorable Jenny Abbott Kitchings
South Carolina Court of Appeals
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Columbia, SC 29211

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