

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

APPEAL FROM CLARENDON COUNTY
Court of Common Pleas

174076

Ralph F. Cothran, Circuit Court Judge

Case No.: 2014-CP-14-00017

Michael J. Ferola, #291941,

Appellant,

v.

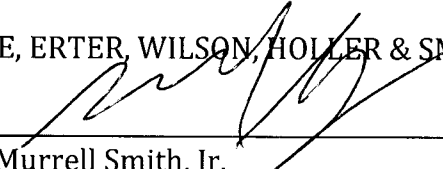
South Carolina Department of Corrections, Joseph Cannon, #295844,
Officer Fulton, Michael Bowers, Kenneth Sharp,

Respondents.

MOTION FOR EXTENSION OF TIME TO FILE
RESPONDENTS INITIAL BRIEF
2014-001877

The Respondents, by and through their undersigned attorney, requests that he be granted a 30 day extension to file his Initial Brief. The basis of this motion is that Mr. Smith does not have a copy of the transcript, nor does he have a copy of the Proof of Service from Appellant. Therefore, the attorney for the Respondents respectfully request that the Court grant the motion. Further, the attorney for the Respondent requests that time be held in abeyance until the Court acts on this Motion.

LEE, ERTER, WILSON, HOLLER & SMITH, L.L.C.



G. Murrell Smith, Jr.
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Sumter, South Carolina 29151
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ATTORNEY FOR RESPONDENTS

Other Party of Record:
Michael J. Ferola, Pro Se Appellant
Ridgeland Correctional Institution
Post Office Box 2039
Ridgeland, SC 29936
November 5, 2014

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NOV 06 2014

SC Court of Appeals

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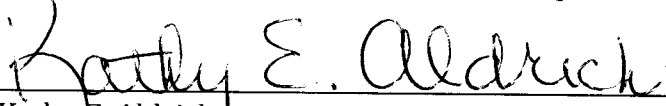
v.

South Carolina Department of Corrections, Joseph Cannon, #295844,
Officer Fulton, Michael Bowers, Kenneth Sharp,

Respondents.

PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time for Respondents to File Initial Brief and the Motion to Require Appellant To Order Transcript on Michael J. Ferola, #291941, by depositing a copy of it in the United States Mail, postage prepaid, on November 5, 2014, addressed to Michael J. Ferola, #291941, Ridgeland Correctional Institution, Post Office Box 2039, Ridgeland, SC 29936.


Kathy E. Aldrich

November 5, 2014

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SC Court of Appeals

Lee, Erter, Wilson, Holler & Smith, L.L.C.

Jack W. Erter, Jr.
Harry C. Wilson, Jr.
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November 5, 2014

Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Post Office Box 11629
Columbia, SC 29211

RE: Michael Ferola v. SCDC (4)
Appellate Case No.: 2014-001877
IRF No.: 04939
Our File No.: S14.011

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SC Court of Appeals

Dear Ms. Kitchings:

Enclosed herewith please find two Motions in regards to the above-referenced matter. The first is a Motion for Extension of Time to file Respondents Initial Brief. The second is a Motion to Require Appellant to Order Transcript from the hearing on July 30, 2014.

It is my understanding from conversations with the Clerk's office that the Respondents Brief is due on or about November 14, 2014. Despite the Appellant's certificate on his brief, I did not receive a copy of said brief until October 24, 2014. Therefore, I am going to need some additional time to prepare this brief.

If you have any questions, please feel free to contact me. By copy of this letter to the Pro Se Appellant, I am hereby notifying him of my communication with the Court and providing him with copies of these motions as well as a Proof of Service for same.

I have also enclosed our firm's check in the amount of \$50.00 for the filing fee for both Motions.

Jenny Abbott Kitchings
November 5, 2014
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With kindest regards, I am

Sincerely,



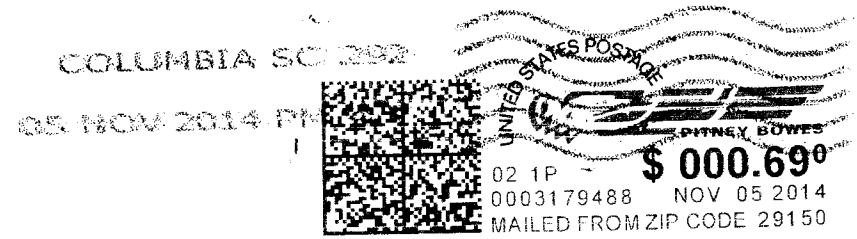
G. MURRELL SMITH, JR.

GMSjr:kea
Enclosures

cc: Michael J. Ferola, #291941 (Pro Se Appellant)
Ridgeland Correctional Institution
Post Office Box 2039
Ridgeland, SC 29936

Daniel Crooks, III, Esquire
Nancy Stevenson (IRF # 04939)

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