

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED

APPEAL FROM GREENVILLE COUNTY

AUG 14 2015

J. Cordell Maddox, Jr., Circuit Court Judge

SC Court of Appeals

Trial Court Case No. 2014-CP-23-5969
Appellate Case No. 2015-000759

Billy Joe Cartrette, Appellant,

v.

South Carolina Department of Corrections, Respondent.

**RESPONDENT'S MOTION FOR A 30-DAY EXTENSION OF THE
DEADLINE BY WHICH IT MAY FILE ITS INITIAL BRIEF
AND DESIGNATION OF MATTER**

For the reasons stated below, the Respondent, the South Carolina Department of Corrections, by and through its undersigned counsel, respectfully moves the Court for a 30-day extension of the deadline by which it may file its initial brief and designation of matter to be included in the record on appeal in the instant case.

The Appellant's initial brief and designation of matter were dated July 21, 2015, and the Respondent's undersigned counsel received them via United States Mail on July 24, 2015. As an aside, the Respondent's undersigned counsel did not receive a certificate of service with either the Appellant's initial brief or his designation of matter on July 24, 2015.

By the above-stated chronology, the Respondent's initial brief and designation of matter are currently due no later than Thursday, August 20, 2015. However, the Respondent's

undersigned counsel now moves, in light of recent and on-going activity in other cases in which he has been involved, for an extension of its deadline from August 20, 2015 until Monday, September 21, 2015.

On July 27, 2015, the Respondent's undersigned counsel filed and served materials in satisfaction of an order issued by the presiding Administrative Law Judge in the matter styled as *Thomas Torrence, #94561, v. S.C. Dep't of Corr.*, Docket No. 12-ALJ-04-00143-AP.

On August 3, 2015, the Respondent's undersigned counsel filed and served materials in satisfaction of an order issued by the presiding Circuit Court Judge in the matter styled as *Temple v. S.C. Dep't of Corr.*, Civil Action No. 2007-CP-42-4042.

On August 5, 2015, law enforcement officers interviewed three (3) clients of the Respondent's undersigned counsel concerning an incident which occurred on Monday, July 27, 2015.

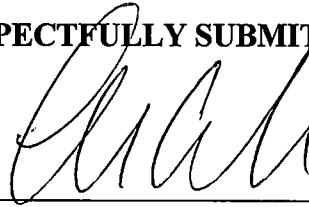
On August 6, 2015, another client of the Respondent's undersigned counsel appeared before the South Carolina Public Employee Benefit Authority ["PEBA"] for an administrative conference concerning the client's application for continuing disability benefits.

On August 10, 2015, Respondent's undersigned counsel filed a reply on his client's behalf to objections filed by the Plaintiff to the Report and Recommendation issued by the presiding federal magistrate judge in the matter styled as *Nance v. University of South Carolina*, 3:13-1803-CMC-JDA (United States District Court – Columbia Division).

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 must file its initial brief and

designation of matter to be included in the record on appeal in the instant matter until Monday, September 21, 2015.

RESPECTFULLY SUBMITTED,



Lake E. Summers

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Counsel for Respondent

Columbia, South Carolina
August 14, 2015

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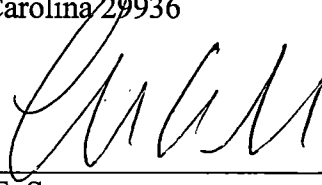
South Carolina Department of Corrections, Respondent.

PROOF OF SERVICE

I certify that I have served the Respondent's **MOTION FOR A 30-DAY EXTENSION OF THE DEADLINE BY WHICH IT MAY FILE ITS INITIAL BRIEF AND DESIGNATION OF MATTER** on the above named *pro se* Appellant by mailing a copy to him, first class postage pre-paid, at the following address:

Billy Joe Cartrette, #122434
RCI, CA-52, POB 2039
Ridgeland, South Carolina 29936

August 14, 2015



Lake E. Summers