

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge

Appellate Case No. 2015-001162

RECEIVED

SEP 23 2015

SC Court of Appeals

Derek S. Carter.....Appellant,

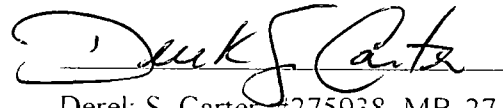
v.

South Carolina Department of Probation, Parole, and Pardon Services.....Respondent.

MOTION FOR AN ENLARGEMENT OF TIME,  
RULE 234(b), SCACR

Derek S. Carter, SCDC #275938, pro se, hereby requests an enlargement of time to prepare Appellant's Final Brief, and Record On Appeal, which are due for filing on September 28, 2015. Appellant submitted the Appellant's *Reply to Initial Brief of Respondent* for filing on August 25, 2015, which was received by this Court on or about August 27, 2015. The facts supporting this motion are attached.

September 17, 2015



Derek S. Carter, #275938, MB-27  
Kershaw Correctional Institution  
4848 Goldmine Hwy  
Kershaw, S.C. 29067

Appellant pro se

cc: Tommy Evans, Jr.  
Assistant General Counsel  
S.C. Dept. of Probation, Parole,  
and Pardon Services  
2221 Devine St., Suite 600  
Columbia, S.C. 29250  
Attorney for Respondent

ARGUMENT

Appellant, Derek S. Carter, SCDC #275938, pro se, pursuant to Rule 234(b), SCACR, hereby requests an enlargement of time of thirty (30) days, beginning on the day following Appellant's receipt of the *Motion to Alter or Amend the Judgment, Rule 59(e), SCRPC*, from the Clerk of Court in Richland County, to prepare Appellant's *Final Brief* and *Record On Appeal*, which are due for filing on September 28, 2015. Appellant would respectfully show this Court that the facts supporting this motion are:

1. Appellant submitted a *Reply to Initial Brief of Respondent* for filing on August 25, 2015, which was received by this Court on or about August 27, 2015.

2. Appellant has submitted numerous written requests to the Clerk of Court in Richland County, Mrs. Jeanette W. McBride, as early as June 2015, and as recent as September 3, 2015, specifically requesting true copies of all documents identified in Appellant's *Designation of Matter to be Included in the Record on Appeal*.

3. Appellant is required to submit all relevant documents in the *Record on Appeal*.

4. As of this date, the Clerk of Court has consistently failed to appropriately respond to the numerous request for documents, which has directly attributed to delays in compiling the *Record on Appeal*. Appellant's *Final Brief* must reflect specific references to the *Record on Appeal*, not the transcript of the proceedings identified in the *Initial Brief*.

5. Appellant needs additional time to receive the necessary documents from the Clerk of Court in Richland County, and to make necessary copies for the compilation of the *Record on Appeal*.

Appellant so moves.

September 17, 2015

Kershaw, South Carolina



Derek S. Carter, #275938, MB-27  
Kershaw Correctional Institution  
4848 Goldmine Hwy  
Kershaw, S.C. 29067

Appellant pro se



THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM RICHLAND COUNTY  
Court of Common Pleas

J. Ernest Kinard, Jr., Circuit Court Judge

Appellate Case No. 2015-001162

RECEIVED

SEP 23 2015

SC Court of Appeals

Derek S. Carter.....Appellant.

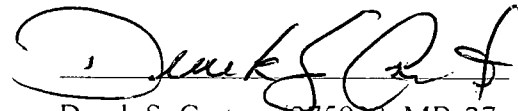
v.

South Carolina Department of Probation, Parole, and Pardon Services.....Respondent.

PROOF OF SERVICE

I, certify that I have served the Motion For An Enlargement Of Time, Rule 234(b), SCACR on the Respondent by depositing a copy of the same in the United States Mail, postage prepaid, on September 17, 2015, addressed to the attorney of record, Tommy Evans, Jr., Assistant General Counsel, S.C. Dept. of Probation, Parole, and Pardon Services, 2221 Devine St., Suite 600, Columbia, S.C. 29250.

September 17, 2015



Derek S. Carter, #275958, MB-27  
Kershaw Correctional Institution  
4848 Goldmine Hwy  
Kershaw, S.C. 29067

Appellant pro se

September 17, 2015

Jenny A. Kitchings  
Clerk, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, S.C. 29211

**RECEIVED**

SEP 23 2015

SC Court of Appeals

Re: Derek S. Carter, #275938, Appellant v.  
S.C. Department of Probation, Pardon  
and Parole Services, Respondent.  
Appellate Case No. 2015-001162

Dear Mrs. Kitchings:

Enclosed for filing is one (1) original and three (2) copies of my Motion For An Enlargement Of Time, Rule 234(b), SCACR for the above case.

Please stamp clock and file these matters, and kindly return one (1) copy to me for my records. A self-addressed stamped envelope, with sufficient postage, has been included for your convenience. Your attention to these matters will be greatly appreciated.

Thank you. Sincerely, I am.



Derek S. Carter, #275938, MB-27  
Kershaw Correctional Institution  
4848 Goldmine Hwy  
Kershaw, S.C. 29067

Appellant pro se

Enc: As stated above

/dsc

cc: Tommy Evans, Jr., Esq.  
File

Derek S Carter, #275938, MB-27  
Kershaw Correctional Institution  
4848 Goldmine Hwy  
Kershaw, SC 29067

Jenny A. Kitchings  
Clerk, S.C. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**  
SEP 23 2015  
SC Court of Appeals

LEGAL MAIL