

STATE OF SOUTH CAROLINA  
IN THE SUPREME COURT

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Appeal From Laurens County  
Honorable Eugene C. Griffith, Jr., Circuit Court Judge  
Appellate Case No. 2014-001106  
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S.C. Supreme Court

THE STATE,

Respondent,

v.

RICKY DALE PACE,

Appellant.

\_\_\_\_\_  
**RESPONDENT'S MOTION FOR SECOND EXTENSION OF TIME  
WITHIN WHICH TO SERVE AND FILE INITIAL BRIEF  
OF RESPONDENT AND DESIGNATION OF MATTER**  
\_\_\_\_\_

Respondent hereby moves for a second extension of time to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. In support of this motion, Respondent submits the following:

1. The Initial Brief of Respondent and Designation of matter are due to be served and filed November 12, 2015, pursuant to a first extension. Respondent requests a second thirty day extension to serve and file these documents, which is not made for the purpose of delay, but due to counsel's significant absences from the office relating to flood damage to her home and a work related injury. Counsel is currently on a medically required work restriction, and is only able to work a few hours per day.

2. Counsel has worked on the Initial Brief and Designation in this matter, but was not able to complete it prior to the due date. The undersigned assures the Court completion of

this brief is a high priority, and she will work diligently to complete it in a timely manner and without further extension requests.

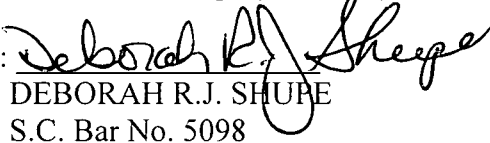
4. The undersigned consulted with opposing counsel and is authorized to advise the Court counsel consents to the requested relief.

Based on the foregoing, Respondent respectfully requests that this Court grant a second thirty day extension in which to file the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this motion.

Respectfully submitted,

ALAN WILSON  
Attorney General

DEBORAH R.J. SHUPE  
Senior Assistant Deputy Attorney General

By:   
DEBORAH R.J. SHUPE  
S.C. Bar No. 5098

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ATTORNEYS FOR RESPONDENT

Columbia, SC

November 12, 2015

STATE OF SOUTH CAROLINA

IN THE SUPREME COURT

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**PROOF OF SERVICE**

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I, Sally B. Ellison, certify I served the Respondent's Motion for Second Extension of Time Within Which to Serve and File Initial Brief of Respondent and Designation Of Matter on Appellant by depositing a copy in the United States mail, postage prepaid, addressed to

Lara M. Caudy  
Assistant Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
Post Office Box 11589  
Columbia, SC 29211-1589

I further certify all parties required by Rule to be served have been served.

This 12<sup>th</sup> day of November, 2015



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SALLY B. ELLISON  
Legal Assistant

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