

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Deborah Brooks Durden, Administrative Law Judge

Appellate Case No. 2016-000285
Trial Court Case No. 2012ALJ040143AP

RECEIVED

APR 28 2016

SC Court of Appeals

Thomas J. Torrence, #094651 Respondent,

v.

South Carolina Department of Corrections Appellant.

**APPELLANT’S MOTION FOR A SECOND (AND FINAL) EXTENSION OF THE
DEADLINE BY WHICH IT MAY FILE ITS INITIAL BRIEF
AND DESIGNATION OF MATTER**

The Appellant, the South Carolina Department of Corrections [“SCDC”], by and through its undersigned counsel, respectfully moves the Court for a second (and final) 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.

By an order filed April 11, 2016, the Court granted the first extension motion filed and served by SCDC’s undersigned counsel. By its order, the Court extended SCDC’s deadline for serving and filing its initial brief and designation of matter until May 2, 2016.

SCDC’s undersigned counsel now seeks to extend SCDC’s deadline by which it may file its initial brief and designation of matter by 10 days. Should this Court grant the instant motion, the deadline would be extended from Monday, May 2, 2016 to Thursday, May 12, 2016.

SCDC's undersigned counsel so moves, in light of recent and on-going activity in other cases in which he is involved.

SCDC's undersigned counsel currently faces a deadline of Monday, May 2, 2016 by which to file and serve a petition for writ of certiorari and its supporting appendix to our Supreme Court in a matter for which this Court issued a decision on February 10, 2016. The aforementioned matter is styled as *Ackerman, et al. v. S.C. Dep't of Corr.*, 782 S.E.2d 757 (S.C. Ct. App. 2016), and SCDC's undersigned counsel in the instant matter represents SCDC in *Ackerman*.

On March 31, 2016, SCDC's undersigned counsel filed a petition for rehearing on SCDC's behalf in a matter for which this Court issued a decision on March 9, 2016. The aforementioned matter is styled as *Gatewood v. S.C. Dep't of Corr.*, -- S.E.2d --, 2016 WL 912672 (S.C. Ct. App. Mar. 9, 2016), and SCDC's undersigned counsel in the instant matter also represents SCDC in *Gatewood*. The Appellant's counsel also filed a petition for rehearing on behalf of the Appellant in *Gatewood*. As of the Advance Sheets issued April 27, 2016, the parties' petitions for rehearing are still pending with this Court.

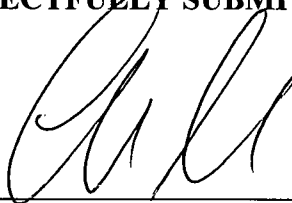
On April 11, 2016, SCDC's undersigned counsel filed and served an initial brief on behalf of SCDC in a matter pending before the South Carolina Administrative Law Court and styled as *Ward v. S.C. Dep't of Corr.*, ALC Docket # 15C-0560.

SCDC's undersigned counsel has also been engaged in activity over the past several weeks in circuit court in the following civil actions in which he represents the defendants: (1) *Oliver v. University of South Carolina, et al.*, Civil Action No. 2015-CP-40-3502; (2) *Ransom v. S.C. Dep't of Trans., et al.*, Civil Action No. 2016-CP-40-00177, and (3) *Anthony v. S.C. Dep't of Parks, Recreation & Tourism*, Civil Action No. 2016-CP-28-188.

Finally, SCDC's undersigned counsel has been engaged in activity over the past several weeks in matters pending in General Sessions Court in Richland County.

For the foregoing reasons, SCDC's undersigned counsel, therefore, respectfully asks this Court to grant his instant motion, and, accordingly, SCDC's undersigned counsel respectfully asks this Court to extend the deadline by which SCDC must file its initial brief and designation of matter until Thursday May 12, 2016.

RESPECTFULLY SUBMITTED:



April 28, 2016

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Appellate Case No. 2016-000285
Administrative Law Court Docket No. 12-ALJ-04-00143-AP

SC Court of Appeals

Thomas J. Torrence, #094651 Respondent,

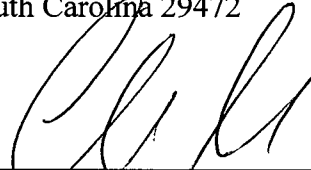
v.

South Carolina Department of Corrections Appellant.

PROOF OF SERVICE

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

Thomas J. Torrence
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LAKE E. SUMMERS

April 28, 2016