

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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APPEAL FROM ADMINISTRATIVE LAW COURT  
Court of Common Pleas

S. Phillip Lenski, Administrative Law Judge

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Case No. 15-ALJ-15-0015-AP

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RECEIVED  
MAY 03 2016  
SC Court of Appeals

Tony Moore, Jr., #188313

*Appellant,*

v.

South Carolina Department of Probation,  
Parole and Pardon Services,

*Respondents.*

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**MOTION FOR LEAVE TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER  
OUT OF TIME**

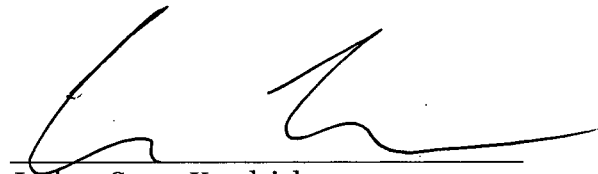
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Appellant Tony Moore, Jr., through his undersigned counsel, respectfully requests this Honorable Court allow him to file the *Initial Brief of Appellant* and *Appellant's Designation of Matter* outside of the Court's deadlines for the following reasons.

Counsel had completed a significant portion of the brief prior to the initial deadline of April 13, 2016. Because he expected to get the brief completed shortly after the deadline, counsel elected to continue working on it and ask for leave to file out of time as opposed to requesting another extension. The completion took longer than expected. However, the brief is now completed and the short delay in its filing should not prejudice either party nor create any additional work for the Court.

Because of the small delay, which counsel believes is reasonable and excusable, as well as the important appellate rights at stake in this case, Appellant and the undersigned counsel

respectfully pray this Honorable Court grant leave to file the *Initial Brief of Appellant* and *Designation of Matter* outside of the Court's deadline and consider them timely filed on the day they are received.



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May 1, 2016

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CERTIFICATE OF SERVICE

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The undersigned counsel certifies that the attached *Initial Brief, Motion for Leave to File Out of Time, and Designation of Matter* has been served on the opposing counsel, via United States Postal Service at the following address, this 3rd day of May, 2016:

**Tommy Evans**  
**2221 Devine St, Suite 600**  
**Columbia, SC 29250**

  
Rebecca Wright  
Paralegal

May 3, 2016

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