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S.C. Supreme Court

ALAN WILSON
ATTORNEY GENERAL

October 1, 2012

The Honorable Daniel E. Shearouse
Clerk, Supreme Court of
South Carolina
HAND DELIVERY

Re: Board of Trustees of Fairfield Co., etc. et al v. State of South Carolina, et al
2012-212697

Dear Mr. Shearouse:

I respectfully request an extension of time to serve and file the initial brief and designation of matter for the record of Respondent State of South Carolina. I ask that the State be permitted to serve and file its brief and designation ten days later than the due date for Respondent Chester as it exists now or as it may be extended in the future. Currently, the briefs and designations are due October 10, 2012.

The reason for this request is that I anticipate that the State may concur in much of the legal argument in Chester's brief, but the ten days would allow me time to review Chester's brief, determine whether the State will submit any additional argument in an initial brief and if so, submit an initial brief. The reply time of Appellant Fairfield to both the Chester brief and any State brief and /or statement of concurrence could be scheduled to run from the date of the service of the State's statement of concurrence and / or initial brief.

Thank you for your consideration of this matter.

Respectfully submitted,

J. Emory Smith, Jr.
Assistant Deputy Attorney General

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