

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of Common Pleas

Honorable R. Markley Dennis, Jr., Circuit Judge

Appellate Case No.: 2014-002351

MOTION TO FILE INITIAL BRIEF OUT OF TIME

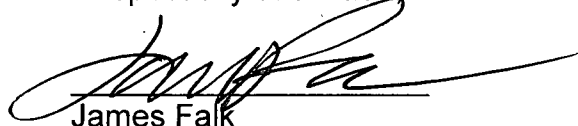
**RECEIVED**  
MAY 31 2016  
SC Court of Appeals

Counsel for Alton Chisolm states:

1. On May 26, 2016 this court entered an order dismissing the appeal in this case for failure to cure deficient filing.
2. On May 27, 2016 counsel filed a proper certificate of service to cure the prior deficient certificate of service.
3. On May 27, 2016 counsel filed a Petition to Reinstate Appeal.
4. Counsel's delay in curing the prior deficiency and delay in filing its initial brief was the result in part of a personal health matter, medical procedure and recovery.

WHEREFORE, Counsel respectfully asks that this Court reinstate the appeal in the action and accept out of time filing of Appellant's brief.

Respectfully submitted

A handwritten signature in black ink, appearing to read 'James Falk', written over a horizontal line.

James Falk  
ATTORNEY FOR APPELLANT

This 27<sup>th</sup> day of May, 2016.

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CERTIFICATE OF SERVICE

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The undersigned certifies that on May 27, 2016 he deposited a true and accurate copy of Counsel's MOTION TO FILE INITIAL BRIEF OUT OF TIME in the above referenced case with the United States Post office, sufficient first class postage affixed, and addressed to both Deborah R.J. Shupe, Esq. & James G. Bogle, Esq. both at the Office of the South Carolina Attorney General PO Box 11549 Columbia SC 29211-1549. I further certify that all parties required by Rule to be served have been served this May 27, 2016

May 27, 2016

  
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May 27, 2016

Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**

MAY 31 2016

**SC Court of Appeals**

Re: The Matter of the Care and Treatment of Alton Chisolm  
Case No.: 2014-002351

Dear Ms. Kitchings:

Please find the following documents

1. Corrected Certificate of Service for Counsel's MOTION TO REQUEST OUT OF TIME PERMISSION FOR AN EXTENSION OF TIME IN WHICH TO FILE INITIAL BRIEF.
2. Counsel's PETITION TO REINSTATE APPEAL
  - a. Six copies of the above
  - b. Certificate of Service for above
3. Counsel's MOTION TO FILE BRIEF OUT OF TIME
  - a. Six Copies of the above
  - b. Certificate of Service for above
4. Original unbound Anders brief
  - a. 4 Bound Copies
5. Original unbound Record on Appeal
  - a. 4 Bound Copies

James K Falk



Thank you for your assistance.

CC: Deborah R.J. Schupe, Esq. James Bogle, Jr. Esq.

Mailing Address: PO Box 1058, Charleston, S.C. 29402  
Location: 38 Broad Street, Suite 350, Charleston, S.C. 29401