

**RECEIVED**

AUG 25 2016

SC Court of Appeals

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  
Administrative Law Court Docket No. 12-ALJ-04-00143-AP

Thomas J. Torrence, #094651 ..... Respondent,

v.

South Carolina Department of Corrections ..... Appellant.

**APPELLANT’S MOTION FOR AN EXTENSION OF THE  
DEADLINE BY WHICH IT MAY FILE ITS REPLY BRIEF**

For the reasons stated below, the Appellant, the South Carolina Department of Corrections [“SCDC”], by and through its undersigned counsel, respectfully moves the Court for an extension of the deadline by which it may file its reply brief in the instant case.

On May 12, 2016, SCDC’s undersigned counsel filed and served SCDC’s initial brief and designation of matter to be included in the record on appeal. The Respondent served his initial brief and designation of matter to be included in the record on appeal upon SCDC’s undersigned counsel on August 17, 2016 via United States Mail. SCDC’s undersigned counsel did not receive the Respondent’s initial brief and designation of matter until August 22, 2016.

Under the provisions of South Carolina Appellate Court Rule [“SCACR”] 208(a)(3), SCDC’s reply brief is due no later than Monday, August 29, 2016. However, SCDC’s undersigned counsel now respectfully moves this Court for an extension of the deadline by

J

which SCDC must file and serve its reply brief from Monday, August 29, 2016 to Monday, September 12, 2016.

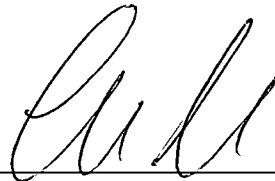
SCDC's undersigned counsel so moves in light of the deadline he confronts in a matter currently pending before this Court and styled as *Joshua Cramer v. S.C. Dep't of Corr.*, Appellate Case No. 2014-002172; Unpublished Opinion No. 2016-UP-392 (Aug. 3, 2016). Specifically, SCDC's undersigned counsel, who also represents SCDC in *Cramer*, currently confronts a deadline of Monday, August 29, 2016 by which to file SCDC's petition for rehearing in the aforementioned matter.

SCDC's undersigned counsel also so moves in light of obligations he confronts in other cases, namely on-going discovery activity in the following cases pending in circuit court in which he represents the defendants: (1) *Oliver v. University of South Carolina, et al.*, 2015-CP-40-3502; (2) *Anthony v. S.C. Dep't of Parks, Recreation & Tourism, et al.*, 2016-CP-28-188; and (3) *Villa v. S.C. Dep't of Transportation, et al.*; 2016-CP-40-3363.

Finally, SCDC's undersigned counsel so moves in light of recent obligations he confronted in matters in which he represents individuals under criminal investigation.

For these reasons, SCDC's undersigned counsel respectfully urges this Court to grant his instant motion, and, accordingly, SCDC's undersigned counsel respectfully urges this Court to extend the deadline by which SCDC may file and serve its reply brief until Monday, September 12, 2016.

**RESPECTFULLY SUBMITTED:**



August 25, 2016

Lake E. Summers

**Malone, Thompson, Summers & Ott LLC**

339 Heyward Street, Suite 200

Columbia, South Carolina 29201

Office: (803) 254-3300

Fax: (803)-254-0309

E-mail: [summers@mtsolawfirm.com](mailto:summers@mtsolawfirm.com)

Counsel for Appellant

*Pro se* Respondent:

Thomas J. Torrence

#094651

Lieber Correctional Institution

Post Office Box 205

Ridgeville, South Carolina 29472

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  
Administrative Law Court Docket No. 12-ALJ-04-00143-AP

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 AN EXTENSION OF THE DEADLINE BY WHICH IT MAY FILE AND SERVE ITS REPLY BRIEF** 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  
#094651  
Lieber Correctional Institution  
Post Office Box 205  
Ridgeville, South Carolina 29472

August 25, 2016

  
\_\_\_\_\_  
Lake E. Summers

**RECEIVED**

AUG 25 2016

SC Court of Appeals