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**AUG 31 2016**

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

**S.C. SUPREME COURT**

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Appellate Case No. 2016-001221

Fred Gatewood, #289775, ..... Respondent/Petitioner,

v.

South Carolina Department of Corrections, ..... Petitioner/Respondent.

**MOTION BY THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS  
TO EXTEND THE DEADLINE BY WHICH IT MAY FILE ITS REPLY  
TO GATEWOOD’S RETURN TO ITS PETITION FOR WRIT OF CERTIORARI**

On August 25, 2016, the undersigned counsel for the South Carolina Department of Corrections [“SCDC”] received via United States Mail Fred Gatewood’s response to its petition for a writ of certiorari in the above-captioned matter. Mr. Gatewood’s counsel served his response on August 23, 2016.

SCDC’s undersigned counsel now respectfully moves the Court to extend the deadline by which he may file and serve SCDC’s reply to Mr. Gatewood’s response. Specifically, SCDC’s undersigned counsel respectfully moves for an extension of the aforementioned deadline until Friday, September 16, 2016.

SCDC’s undersigned counsel so moves in light of on-going discovery activity in a matter pending in the court of common pleas for Richland County and styled as *Oliver v. University of South Carolina, et al.*, 2015-CP-40-3502. SCDC’s undersigned counsel also moves in light of

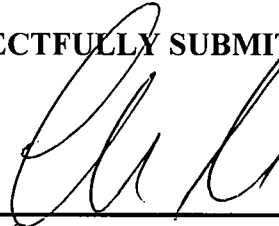
recent obligations he confronted in a matter in which he has very recently provided advice to a corporate client involved in a dispute impacting its day-to-day operations.

SCDC's undersigned counsel further moves in light of a September 6, 2016 deadline he confronts to file and serve a petition for rehearing on SCDC's behalf in a matter pending in the Court of Appeals and styled as *Cramer v. S.C. Dep't of Corr.*, Appellate Case No. 2014-002172, as well as a September 12, 2016 deadline he confronts to file and serve a reply brief on SCDC's behalf in another matter pending before the Court of Appeals and styled as *Torrence v. S.C. Dep't of Corr.*, Appellate Case No. 2016-000285.

SCDC's undersigned counsel communicated with Mr. Gatewood's counsel via telephone on Wednesday, August 31, 2016 concerning the proposed extension of the deadline by which to file and serve SCDC's reply, and the Respondent's counsel does not object to the proposed extension.

Therefore, SCDC's undersigned counsel respectfully urges this Court to grant his instant motion and, by doing so, extend the deadline by which SCDC may file and serve its reply to Mr. Gatewood's response to its petition for writ of certiorari until Friday September 16, 2016.

**RESPECTFULLY SUBMITTED:**



August 31, 2016

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Lake E. Summers

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Counsel for the South Carolina  
Department of Corrections

Counsel for Mr. Gatewood:

Douglas H. Westbrook, Esquire

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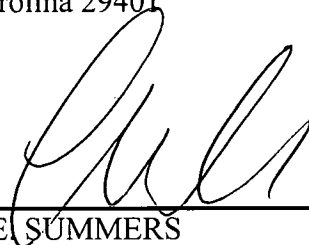
v.

South Carolina Department of Corrections, ..... Petitioner/Respondent.

**PROOF OF SERVICE**

I certify that I have served the **MOTION BY THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS TO EXTEND THE DEADLINE BY WHICH IT MAY FILE ITS REPLY TO GATEWOOD'S RETURN TO ITS PETITION FOR WRIT OF CERTIORARI** on the above-named Respondent by mailing a copy of the same to his counsel of record at the following address:

Douglas H. Westbrook, Esquire  
Attorney at Law  
23 Broad Street  
Charleston, South Carolina 29401



LAKE E. SUMMERS

August 31, 2016