

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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Tony Moore, Jr., #188313

*Appellant,*

v.

South Carolina Department of Probation,  
Parole and Pardon Services,

*Respondents.*

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MOTION TO SERVE RECORD ON APPEAL OUT OF TIME AND  
EXTEND FINAL BRIEFING SCHEDULE

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The Appellant, through his undersigned counsel, respectfully requests this Honorable Court grant leave to serve the Record on Appeal out of time and extend the final briefing schedule based on today's date, on which the Record on Appeal was served.

Appellant's Reply Brief was served on July 25, 2016. The Record on Appeal should have been served within 30 days of that date, based on the South Carolina Appellate Court Rules.

Counsel neglected to calendar the deadline and did not prepare and serve the Record on Appeal prior to that deadline. Once counsel realized the mistake, he immediately prepared the record and is serving on the same day as the filing of this motion.

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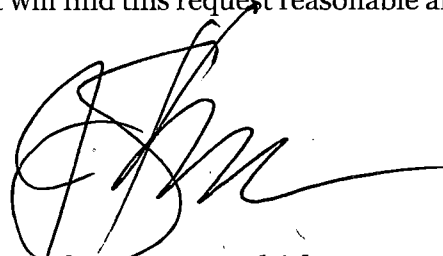
OCT 13 2016

SC Court of Appeals

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Counsel sincerely apologizes for this oversight and respectfully requests the Court excuse this mistake and allow service of the Record on Appeal out of time, as well as setting all final briefing deadlines from today's date.

Because of the important appellate rights at stake in this matter and the lack of prejudice to either party, counsel prays this Honorable Court will find this request reasonable and grant the motion.

A handwritten signature in black ink, appearing to read 'J. Snow', with a long horizontal flourish extending to the right.

Joshua Snow Kendrick  
Christopher S. Leonard  
KENDRICK & LEONARD, P.C.  
P.O. Box 6938  
Greenville, SC 29606  
(864) 760-4000

Attorneys for the Appellant

October 13, 2016  
Greenville, South Carolina

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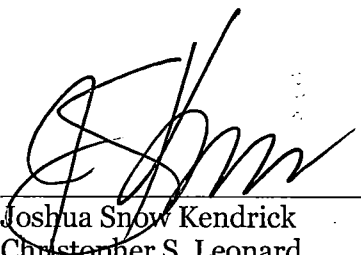
South Carolina Department of Probation,  
Parole and Pardon Services,

*Respondents.*

CERTIFICATE OF SERVICE

The undersigned counsel certifies that the attached *Motion to Serve Record on Appeal Out of Time and Extend Final Briefing Schedule* and the *Record on Appeal* has been served on the opposing counsel, via hand delivery at the following address, this 13th day of October, 2016:

**Mr. Tommy Evans, Jr.**  
**S.C. Department of Probation, Parole and Pardon Services**  
**2221 Devine Street, Suite 300**  
**Columbia, SC 29205**  
**803-734-9220**  
**tevans@ppp.state.sc.us**  
**Attorney for Respondent**

  
Joshua Snow Kendrick  
Christopher S. Leonard  
KENDRICK & LEONARD, P.C.  
P.O. Box 6938  
Greenville, SC 29606  
(864) 760-4000  
[Josh@KendrickLeonard.com](mailto:Josh@KendrickLeonard.com)

October 13, 2016

Attorneys for the Appellant