

THE STATE OF SOUTH CAROLINA  
In the Supreme Court

Appeal from the Administrative Law Court  
Carolyn C. Matthews, Administrative Law Judge

Court of Appeals Opinion No. 2016-UP-392

RECEIVED

DEC 19 2016

S.C. SUPREME COURT

Joshua Cramer, #251406, ..... Respondent,

v.

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

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

On August 3, 2016, the Court of Appeals issued its opinion in the above-captioned matter. *See Joshua Cramer, Appellant, v. S.C. Dep't of Corr., Respondent*, Opinion No. 2016 UP-392 (Aug. 3, 2016). *See also* -- S.E.2d --, 2016 WL 4125880 (S.C. Ct. App. 2016).

By an order filed November 17, 2016, the Court of Appeals denied the petition for rehearing filed by the Petitioner, the South Carolina Department of Corrections ["SCDC"].

Consequentially, SCDC's petition for writ of certiorari is, by operation of South Carolina Appellate Court Rule 242(c), due no later than Monday, December 19, 2016.

However, SCDC's undersigned counsel respectfully moves this Court to extend the deadline associated with SCDC's petition for writ of certiorari from Monday, December 19, 2016 to Wednesday, January 18, 2017.

SCDC's undersigned counsel so moves in light of obligations he has recently confronted in other cases.

On Friday, December 16, 2016, SCDC's undersigned counsel filed and served a Record on Appeal totaling 1,087 pages in a matter pending before our Court of Appeals and styled as *Thomas J. Torrence, Respondent, v. S.C. Dep't of Corr.*, Appellant, Appellate Court Case No. 2016-000285, Trial Court Case No. 2012ALJ040143AP.

As an aside, final briefs from the parties in *Torrence* are due to the Court of Appeals no later than January 5, 2017.

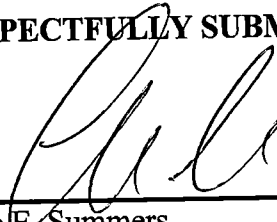
SCDC's undersigned counsel also unexpectedly devoted considerable time beginning Tuesday, December 12, 2016 towards counseling five (5) individual clients who are under investigation by state law enforcement authorities for an incident which occurred on December 10, 2016.

Two (2) of the five (5) individuals represented by SCDC's undersigned counsel met with state law enforcement authorities for interviews on Friday, December 16, 2016, and the final three (3) of the five (5) individuals represented by SCDC's undersigned counsel are scheduled to meet with state law enforcement authorities for interviews on Monday, December 19, 2016.

SCDC's undersigned counsel must file and serve a record on appeal no later than December 27, 2016 in a matter pending before the South Carolina Administrative Law Court and styled as *Steven L. Barnes, Appellant, v. S.C. Dep't of Corr.*, Docket No. 15-ALJ-30-0318-AP.

Therefore, in light of the above-described obligations, as well as the upcoming Christmas and New Year's Day holidays, 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 petition for writ of certiorari until Wednesday, January 18, 2017.

**RESPECTFULLY SUBMITTED:**



December 19, 2016

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Lake E. Summers

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Counsel for the South Carolina  
Department of Corrections

*Pro se* Respondent:

Joshua Cramer, #251406

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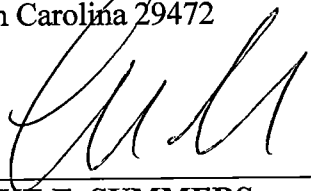
South Carolina Department of Corrections, ..... Petitioner.

**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 PETITION FOR WRIT OF CERTIORARI** on the above-named Respondent by mailing a copy of the same to him, first class postage pre-paid, at the following address:

Joshua Cramer, #251406  
Lieber Correctional Institution  
SA-17  
Post Office Box 205  
Ridgeville, South Carolina 29472

December 19, 2016

  
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**LAKE E. SUMMERS**