

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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Appeal From Lexington County  
Honorable Diane Schafer Goodstein  
Appellate Case No: 2015-001125

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APR 19 2017

SC Court of Appeals

IN THE MATTER OF THE CARE AND TREATMENT  
OF FRANCES ARTHUR OXNER,

APPELLANT.

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**MOTION FOR FOURTH EXTENSION TO FILE INITIAL  
BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

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Respondent, State of South Carolina, hereby moves for a fourth extension of ten (10) days to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. In support of this motion, Respondent submits the following:

I.

The Initial Brief of Respondent and Designation of Matter are due to be filed and served April 19, 2017, pursuant to a third extension. Respondent requests a fourth 10-day extension to serve and file these documents, which is not made for the purpose of delay, but due to counsel's significant absences from the office due to a work related injury. Counsel continues to be on a medically required work restriction, and is only able to work a few hours per day when possible. In addition, within the last thirty days, counsel was required to research and prepare a filing for the United States Supreme Court, for which no extensions were allowed.

II.

Counsel has worked on the Initial Brief and Designation in this matter, but is unable to complete it prior to the due date. Counsel assures the Court completion of this brief is a high priority, and she will work diligently to complete it

III.

The undersigned consulted with counsel for the Appellant, and she is authorized to advise the Court he consents to the requested relief.

Based on the forgoing, Respondent respectfully requests that this Court grant a fourth extension of 10 (ten) days in which to file the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this motion.

Respectfully submitted,

ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

BY: 

DEBORAH R.J. SHUPE  
Senior Assistant Deputy Attorney General

BY: 

J. Benjamin Aplin  
S. C. Bar No: 5098  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR RESPONDENT

April 19, 2017

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SC Court of Appeals

APPELLANT.

**PROOF OF SERVICE**

I, Angela Bennett, certify that I have served the Motion for Extension of Time on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorneys of record, A. Mattison Brogan, Esquire and Blake T. Williams, Esquire, P.O. Box 11070, Columbia, SC 29211

I further certify that all parties required by Rule to be served have been served.

This 19<sup>th</sup> day of June, 2014.

  
ANGELA BENNETT  
Administrative Coordinator

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3737



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APR 19 2017

SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

April 19, 2017

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, South Carolina 29211

RE: In the Matter of the Care and Treatment of Frances Arthur Oxner  
Appellate Case No: 2016-001125

Dear Ms. Kitchings:

Enclosed please find an original and six (6) copies of a Motion for Fourth Extension to File Initial Brief of Respondent and Designation of Matter, along with proof of service for filing, in the above-referenced appeal.

Sincerely,

*DRJS* Deborah R.J. Shupe  
Senior Assistant Deputy Attorney General  
S.C. Bar No: 5089

DRJS/ab  
Enclosures

cc: A. Mattison Bogan, Esquire  
Blake T. Williams, Esquire  
Robert M. Dudek, Esquire  
David Alexander, Esquire  
Victim Services