

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEAL

Appeal from Beaufort County
The Honorable Carmen T. Mullen
Appellate Case No. 2017-000085

RECEIVED

JUL 05 2017

SC Court of Appeals

IN THE MATTER OF THE CARE AND TREATMENT
OF GERALD BARRETT,

RESPONDENT.

**MOTION FOR A THIRD EXTENSION TO SERVE
AND FILE INITIAL BRIEF OF RESPONDENT
AND DESIGNATION OF MATTER**

Appellant, State of South Carolina, hereby moves for a third 30-day extension of time to serve and file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal.

1. The Initial Brief of Appellant and Designation of Matter are due to be served and filed July 5, 2017, pursuant to a second extension. However, due to a heavy workload, the undersigned requests a third 30-day extension to serve and file these documents. In addition, the undersigned is on a medically required work restriction and is only able to work a few hours per day when possible.

2. Counsel has worked on the Initial Brief and Designation of Matter. She assures the Court completion of the brief is a high priority, and she will work diligently to complete it.

3. The undersigned consulted with counsel for the Respondent, and she is authorized to advise the court that counsel for the Respondent consents to the requested relief.



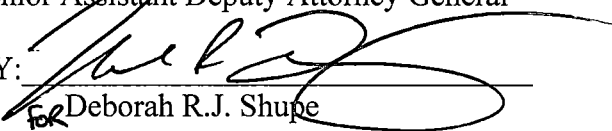
Based on the foregoing, Appellant respectfully requests that this Court hold this matter in abeyance pending resolution of this motion, and grant Appellant's request for a third 30-day extension to file and serve the Initial Brief of Respondent and Designation of Matter.

Respectfully submitted,

ALAN WILSON
Attorney General

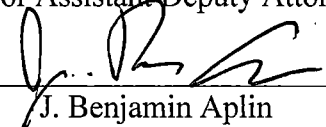
DEBORAH R.J. SHUPE
Senior Assistant Deputy Attorney General

BY:


for Deborah R.J. Shupe

J. BENJAMIN APLIN
Senior Assistant Deputy Attorney General

BY:


J. Benjamin Aplin

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Columbia, SC 29211
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ATTORNEYS FOR APPELLANT

July 5, 2017

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEAL

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IN THE MATTER OF THE CARE AND TREATMENT
OF GERALD BARRETT,

RESPONDENT.

PROOF OF SERVICE

I, Sally Ellison, certify that I have served the Motion for Third Extension to Serve and File the Initial Brief of Appellant and Designation of Matter on Respondent, by depositing a copy of same in the United States Mail, postage prepaid, addressed to:

David Alexander, Esquire
Appellate Defender
SC Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211-1589

I further certify that all parties required by Rule to be served have been served, this 5th day of July, 2017.



Sally Ellison, Legal Assistant
Office of the Attorney General
PO Box 11549
Columbia, SC 29211
803-734-3970



ALAN WILSON
ATTORNEY GENERAL

July 5, 2017

HAND-DELIVERY

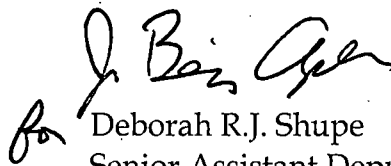
The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
PO Box 11629
Columbia, South Carolina 29211

Re: In the Matter of the Care and Treatment of Gerald Barrett
Appellate Case No. 2017-000085

Dear Ms. Kitchings:

Enclosed are an original and seven (7) copies of a Motion for Third Extension to Serve and File Initial Brief of Appellant and Designation of Matter, and Proof of Service, for filing.

Sincerely,



Deborah R.J. Shupe
Senior Assistant Deputy Attorney General

DRJS/sbe
Enclosures

cc: David Alexander, Esquire
Victim Services

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SC Court of Appeals