

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Ralph King Anderson, III, Chief Administrative Law Judge

Appellate Case No. 2017-000967

RECEIVED
AUG 17 2017
SC Court of Appeals

Steven L. Barnes, Appellant,

v.

South Carolina Department of Corrections, Respondent.

**SECOND MOTION BY THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS
TO EXTEND THE DEADLINE BY WHICH IT MAY FILE
ITS INITIAL BRIEF AND DESIGNATION OF MATTER**

For the below-stated reasons, the Respondent, the South Carolina Department of Corrections ["SCDC"], by and through its undersigned counsel, respectfully moves the Court for a second extension of the deadline by which it may file its initial brief and designation of matter in the instant appeal from August 18, 2017 to September 18, 2017.

By an order it issued July 20, 2017, the Court granted the first extension motion filed by SCDC's undersigned counsel, and, by doing so, the deadline by which SCDC must file its initial brief and designation of matter is currently August 18, 2017.

SCDC's undersigned counsel, however, again respectfully moves for an extension in consideration of the following matters in which he has been recently engaged:



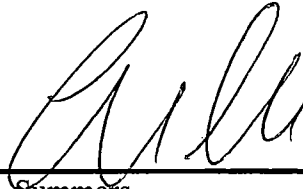
- On August 1, 2017, he filed a supplemental brief in a matter pending before the Administrative Law Court ["ALC"] and styled as *Ward, v. S.C. Dep't of Corr.*, ALC Docket No. 15-ALJ-04-0560-AP.
- On August 8, 2017, he filed briefs in two (2) other matters pending before the ALC and styled as *Allen v. S.C. Dep't of Corr.*, ALC Docket No. 16-ALJ-04-00297-AP and *Mittag v. S.C. Dep't of Corr.*, ALC Docket No. 15-ALJ-04-0396-AP.
- On August 15, 2017, he filed briefs in two (2) additional matters pending before the ALC and styled as *Hatton v. S.C. Dep't of Corr.*, ALC Docket No. 16-04-00295-AP and *Pena v. S.C. Dep't of Corr.*, ALC Docket No. 16-ALJ-04-00397-AP.

Along with the five (5) above-chronicled matters pending before the ALC, SCDC's undersigned counsel has further been engaged in tasks associated with finalizing settlements in the following three (3) cases pending in circuit court: *Anthony v. S.C. Dep't of Parks, Recreation & Tourism, et al.*, Civil Action No. 2015-CP-28-0188; *Oliver v. University of South Carolina, et al.*, Civil Action No. 2015-CP-40-3502; and *Villa v. S.C. Dep't of Transportation, et al.*, Civil Action No. 2016-CP-40-3363.

SCDC's undersigned counsel communicated with the Appellant's counsel Thursday, August 17, 2017 concerning the proposed extension of the deadline by which SCDC may file and serve its initial brief and designation of matter, and the Appellant's counsel does not object to the proposed extension.

For all the foregoing reasons, SCDC's undersigned counsel respectfully urges the Court to grant his instant motion, and, accordingly, he respectfully urges the Court to extend the deadline by which SCDC may file and serve its initial brief and designation of matter in the instant matter until September 18, 2017.

RESPECTFULLY SUBMITTED:



August 17, 2017

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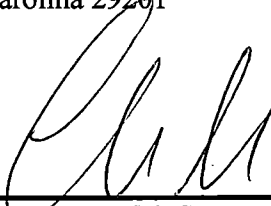
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I certify that I have served the **SECOND MOTION BY THE SOUTH CAROLINA DEPARTMENT OF CORRECTIONS TO EXTEND THE DEADLINE BY WHICH IT MAY FILE ITS INITIAL BRIEF AND DESIGNATION OF MATTER** on the above-named Appellant by mailing a copy of the same to his counsel of record at the following address:

Shane Goranson, Esquire
Attorney, Capital Trial Division
1330 Lady Street, Suite 401
Columbia, South Carolina 29201



LAKE E. SUMMERS

August 17, 2017