

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

\_\_\_\_\_  
Appeal from the Administrative Law Court  
The Honorable Deborah Brooks Durden  
\_\_\_\_\_

Appellate Case No. 2017-001247  
\_\_\_\_\_

**RECEIVED**  
AUG 06 2018  
SC Court of Appeals

Corey Arness McCluney.....Appellant,

v.

South Carolina Department of Motor Vehicles and South  
Carolina Department of Public Safety.....Defendants,

Of Which South Carolina Department of Motor Vehicles is the Respondent.

\_\_\_\_\_  
**MOTION TO ALLOW LATE FILING  
OF MOTION FOR COSTS**  
\_\_\_\_\_

COMES NOW, Respondent, by and through their undersigned counsel, and files this Motion to Allow Late Filing of the Motion for Costs. In support of this motion, Respondent shows the court the following:


1. On June 15, 2018, the Court issued the Remittitur in this case which was received by Respondent on June 18, 2018.
2. Pursuant to S.C.A.C.R. Rule 222, the deadline for filing a Motion for Costs was June 30, 2018. That date was a Saturday, therefore, Respondent would have until July 2, 2018, to file its Motion for Costs.
3. Respondent's Motion for Costs was not filed until July 16, 2018, which was 14

days late.

4. Respondent's request for leave to file its Motion for Costs late is based upon Respondent's extraordinary heavy workload at the time and inadvertent late filing.

Wherefore, Respondent prays the court grant the Motion to Allow Late Filing of the Motion for Costs.

Respectfully submitted,



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Brandy A. Duncan, SC Bar # 72052  
Assistant General Counsel  
S.C. Department of Motor Vehicles  
Post Office Box 1498  
Blythewood, South Carolina 29016

August 3, 2018  
Blythewood, SC

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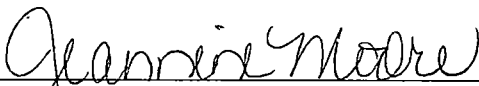
South Carolina Department of Motor Vehicles and South  
Carolina Department of Public Safety.....Defendants,

Of which South Carolina Department of Motor Vehicles is the Respondent.

\_\_\_\_\_  
**CERTIFICATE OF SERVICE**  
\_\_\_\_\_

PURSUANT TO SCACR, I HEREBY CERTIFY that today, August 3, 2018, I served one (1) copy of the Respondent's Motion to Allow Late Filing of Motion for Costs by depositing with the United States Postal Service, correct postage prepaid, to Counsel for the Appellant at the address indicated below:

Trent N. Pruett, Esquire  
Pruett Law Firm  
202 North Petty Street  
Gaffney, South Carolina 29340  
**Counsel for Appellant**

  
\_\_\_\_\_  
Jeannine (Nina) Moore, Paralegal  
Office of General Counsel

August 3, 2018  
Blythewood, South Carolina

Henry McMaster  
Governor



Kevin A. Shwedo  
Director

*State of South Carolina*  
*Department of Motor Vehicles*

August 3, 2018

The Honorable Jenny Abbott Kitchings  
Clerk, The South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

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**RE: *Corey Arness McCluney v. South Carolina Department of Motor Vehicles, et al.***  
**Appellate Case No: 2017-001247**


Dear Ms. Kitchings:

Pursuant to SCACR, Rule 222, please find enclosed one (1) original and seven (7) copies of Respondent South Carolina Department of Motor Vehicles Motion to Allow Late Filing of Motion for Costs together with an original and copy of our Certificate of Service.

Please file the original and six (6) copies necessary for SCACR compliance and return the extra copy to me with an affixed clerk's date of filing in the enclosed self-addressed stamped envelope.

Thank you for your cooperation in this matter.

In kind regards,

  
Jeannine (Nina) Moore, Paralegal  
Office of General Counsel

Enclosures

cc: Trent N. Pruett, Esquire



South Carolina Department of Motor Vehicles

Post Office Box 1498  
Blythewood, South Carolina 29016

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South Carolina Department of Motor Vehicles

P.O. Box 1498  
Blythewood, S.C. 29016

Form 103

Forwarding Service Requested

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