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OCT 19 2018

SC Court of Appeals

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

APPEAL FROM THE SOUTH CAROLINA ADMINISTRATIVE LAW COURT

H.W. Funderburk, Jr., Administrative Law Judge

Appellate Case No. 2018-001325

William Ray Ward, #91566 ..... Respondent/Appellant,

v.

South Carolina Department of Corrections ..... Appellant/Respondent.

**SCDC's FINAL MOTION FOR AN EXTENSION OF THE  
DEADLINE BY WHICH IT MAY FILE ITS INITIAL BRIEF  
AND DESIGNATION OF MATTER**

For the reasons stated below, the Appellant/Respondent, the South Carolina Department of Corrections ["SCDC"], by and through its undersigned counsel, again respectfully moves the Court for an extension of the deadline by which it may file its initial brief and designation of matter to be included in the record on appeal in the instant case.

By an order issued October 2, 2018, the Court granted the first extension motion filed by SCDC's undersigned counsel, and, by doing so, the Court established an October 19, 2018 deadline by which SCDC must file its initial brief and designation of matter.

By his instant motion, however, SCDC's undersigned counsel respectfully moves the Court to extend the deadline for filing SCDC's brief and designation of matter **from Friday, October 19, 2018 to Monday, October 22, 2018.**



SCDC's undersigned counsel so respectfully moves in light of obligations he recently confronted and still confronts in other matters.

For example, in a matter pending in federal court and styled as *McAllister v. Univ. of S. Carolina*, C/A No. 3:17-02724-TLW-KDW, SCDC's undersigned counsel attended a day-long mediation session on October 4, 2018.

In another matter pending in federal court and styled as *Jordan v. S.C. Dep't of Trans.*, C/A No. 3:17-00096-MGL-SVH, SCDC's undersigned counsel, after securing the requisite extension, filed, on Friday, October 12, 2018, the defendant's reply to the response in opposition filed by the plaintiff to the defendant's summary judgment motion.

In yet another matter pending in federal court, styled as *Mayes, et al. v. Excelsior Ambulance, et al.*, C/A No. 3:17-02358-TLW, SCDC's undersigned counsel filed the defendants' motion in limine on Monday, October 15, 2018.

Finally, the schedule of SCDC's undersigned counsel was impacted by the closure of state offices in Richland County on October 11, 2018 due to Hurricane Michael.

SCDC's undersigned counsel transmitted his intent to seek the extension requested within the instant motion via electronic mail to Mr. Ward's counsel on October 19, 2018, and Mr. Ward's counsel, by reply electronic mail, again graciously consented to the proposed extension.

Thus, for the foregoing reasons, SCDC's undersigned counsel respectfully urges this Court to grant his instant motion, and, accordingly, SCDC's undersigned counsel respectfully urges this Court to extend the deadline by which SCDC must file its initial brief and designation of matter until **Monday, October 22, 2018**.

**RESPECTFULLY SUBMITTED:**



October 19, 2018

Lake E. Summers

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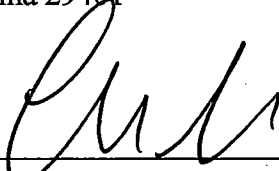
v.

South Carolina Department of Corrections ..... Appellant/Respondent.

**PROOF OF SERVICE**

I certify that I have served the Appellant/Respondent's **FINAL MOTION FOR AN EXTENSION OF THE DEADLINE BY WHICH IT MAY FILE ITS INITIAL BRIEF AND DESIGNATION OF MATTER** on the above-named Respondent/Appellant by depositing a copy of it in the United States Mail, First Class Postage Pre-Paid, to the Respondent's Counsel addressed as follows:

Julius H. Hines, Esquire  
K&L Gates LLP  
134 Meeting Street, Suite 500  
Charleston, South Carolina 29401



October 19, 2018

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