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2nd IIB due 10/19/18

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Dorchester County
The Honorable Diane S. Goodstein, Circuit Court Judge
Appellate Case No. 2018-000210

RECEIVED
OCT 19 2018
SC Court of Appeals

THE STATE,

Respondent,

vs.

TIFFANY ANN SANDERS,

Appellant.

MOTION FOR SECOND EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Initial Brief is due today, October 19, 2018, upon this Court's grant of Respondent's first request for an extension filed on September 19, 2018. Counsel for Appellant has consented to this extension request.

The undersigned attorney for the Respondent has had a number of state and federal matters to attend since September 19, 2018. Specifically,

1. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Ronald S. Tillman, #222153 v. Michel Stephan, C/A No. 8:18-2021-DCN-JDA on October 2, 2018;

2. Counsel filed the Respondent's Response to Petitioner's Objection to the Report and Recommendation in the matter of David Onley, #277671 v. Warden of Lieber Correctional Institution, C/A No. 4:18-185-DCN-TER on September 25, 2018;

3. Counsel filed the Exhibit to Response to Petitioner's Objection of the Report and Recommendation in the matter of David Onley, #277671 v. Warden of Lieber Correctional Institution, C/A No. 4:18-185-DCN-TER on September 21, 2018;

4. Counsel filed the Initial Brief of Respondent and Designation of Matter in the matter of The State v. Tommy McGee, Appellate Case No. 2017-001927 on September 25, 2018, a Florence County murder appeal matter currently pending in the South Carolina Court of Appeals;

5. Counsel filed the Return and Memorandum of Law in Support of Motion for Summary Judgment in the matter of Johnnie Frazier, #265586 v. Warden of Lieber Correctional Institution, C/A No. 1:18-1511-CMC-SVH on September 24, 2018; and

6. Counsel has also done some work preparing the Initial Brief of Respondent in the matter.

However, due to counsel's involvement in these and other matters pending in state and federal court, counsel is unable to timely complete the Initial Brief of Respondent in this proceeding. Thus, counsel is requesting an extension of time in which to file the Initial Brief in this matter. This request is made in good faith, and not for the purposes of delay.

WHEREFORE, premises considered, counsel hereby respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully submitted,


ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General
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By: 
SAMUEL M. BAILEY
ATTORNEYS FOR RESPONDENT

October 19, 2018.

STATE OF SOUTH CAROLINA
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PROOF OF SERVICE

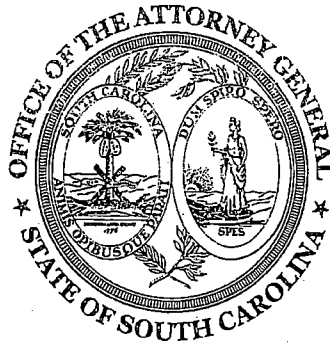
I, Angela Bennett, an employee of the Respondent, certify that I have served two (2) copies of the within motion for a second extension to file Initial Brief of Respondent and Designation of Matter via U.S. mail to her attorney of record, Elizabeth Franklin-Best, Esquire, 900 Elmwood Avenue, Suite 200, Columbia, South Carolina 29201.

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

This 19th day of October, 2018.



Angela Bennett
Legal Assistant to Samuel M. Bailey,
Assistant Attorney General
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305



ALAN WILSON
ATTORNEY GENERAL

October 19, 2018

RECEIVED
OCT 19 2018
SC Court of Appeals

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

Re: The State v. Tiffany Ann Sanders
Appeal from Dorchester County
Appellate Case No: 2018-000210

Dear Ms. Kitchings:

I hereby request an extension of thirty (30) days in which to file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. The Initial Brief is currently due to be served and filed today, October 19, 2018. However, because of my involvement in other matters in state and federal court, I have been unable to timely complete the Initial Brief.

Therefore, I am enclosing an original and six (6) copies of Motion for Second Extension to File Initial Brief of Respondent and Designation of Matter.

Sincerely,

Samuel M. Bailey
Assistant Attorney General

SMB/ab
Enclosures

cc: Elizabeth Franklin-Best, Esquire
Victim Advocacy Division