

**THE STATE OF SOUTH CAROLINA
In the Court of Appeals**

APPEAL FROM THE ADMINISTRATIVE LAW COURT
Shirley C. Robinson, Administrative Law Judge

Case No.: 18-ALJ-22-0211-AP

Appellate Case No. 2018-001685

Cynthia G. Aldaqqaq,

Appellant,

v.

South Carolina Department of Employment
and Workforce & IQOR Holdings US, LLC,

Respondents.

**MOTION FOR EXTENSION OF TIME TO FILE
RESPONDENT'S INITIAL BRIEF AND DESIGNATION OF MATTER**

Pursuant to Rule 263(b), SCACR, Respondent South Carolina Department of Employment and Workforce (the Department) submits this motion to the Court requesting an extension of time to file Respondent's initial brief and designation of matter until after the Court has considered and ruled on Appellant's motion to add new evidence. Currently, the Department's initial brief is due February 6, 2019. This is the Department's first request for an extension. The Department further requests the Court hold all deadlines in abeyance until the Court rules on this motion.

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On approximately November 15, 2018, Appellant filed a motion seeking "to add new evidence to [her] Appeals case." Shortly thereafter, the Department filed a return opposing Appellant's motion because Appellant did not present the evidence to the lower court and it was irrelevant to the issue on appeal to this Court. Also, Appellant's designations¹ of matter identified "New Evidence" Appellant wished to include in the record on appeal. The Court has yet to rule on Appellant's motion to add new evidence.

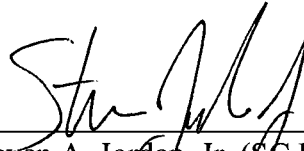
The Department respectfully requests the Court extend the deadline for filing Respondent's initial brief and designation of matter until a reasonable time after the Court has ruled on Appellant's motion to add new evidence. The Department requests the extension because the outcome of Appellant's motion will impact the content of the briefs. If the Court denies Appellant's motion, the Court may also require Appellant to file an amended initial brief and designation of matter omitting any reference to the new evidence. If the Court grants Appellant's motion, the Department may need to address the evidence in its initial brief and designation of matter.² Thus, the Department believes an extension is in the best interest of the Court and both parties.

Based on the foregoing, the Department respectfully requests the Court extend the deadline for filing Respondent's initial brief and designation of matter until a reasonable time after the Court rules on Appellant's motion to add new evidence. The Department further requests the Court hold all deadlines in abeyance until the Court rules on this motion.

¹ As of the date of this motion, Appellant has filed two designations of matter; both include Appellant's request to include new evidence in the record on appeal.

² Because Appellant failed to present the new evidence to the lower court and has not presented it to this Court, the Department still has not seen Appellant's proposed new evidence.

Respectfully Submitted,



Steven A. Jordan, Jr. (SC Bar # 100314)
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**Attorney for Respondent SC Department of
Employment and Workforce**

January 29, 2019

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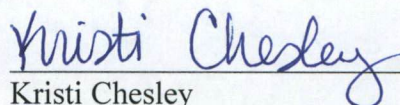
PROOF OF SERVICE

I certify that I have served the Motion for Extension of Time to File Initial Brief and Designation of Matter of the Respondent DEW on the parties in this case by depositing a copy of it in the United States Mail, postage prepaid, on January 29, 2019, addressed to the parties at their addresses of record:

Cynthia G. Aldaqqaq
5933 Natures Dr
Las Vegas NV 89122

Brian Magargle
1301 Gervais St, Suite 810
Columbia SC 29201

January 29, 2019



Kristi Chesley
Administrative Legal Assistant
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Henry McMaster
Governor

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

RE: Cynthia G. Aldaqqaq v. SCDEW and IQOR Holdings US LLC
Appellate Case No: 2018-001685

Dear Ms. Kitchings:

Enclosed are an original and six copies of Motion for Extension of Time to File Initial Brief and Designation of Matter. Also enclosed is a Proof of Service to the other parties.

Please let me know if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Kristi Chesley".

Kristi Chesley
Administrative Legal Assistant for
Steven A. Jordan
Assistant General Counsel

A small handwritten checkmark in blue ink located in the bottom right corner of the page.



**P.O. Box 995
Columbia, S.C. 29202**

OFFICIAL BUSINESS

ADDRESS SERVICE REQUESTED

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SC Court of Appeals

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