

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Darlington County
Honorable Paul M. Burch, Circuit Court Judge

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FEB 01 2019

SC Court of Appeals

IN THE MATTER OF THE CARE AND
TREATMENT OF TIMOTHY SCHAEFER,

APPELLANT.

**MOTION FOR THIRD EXTENSION OF TIME TO SERVE
AND FILE INITIAL BRIEF OF RESPONDENT AND
DESIGNATION OF MATTER**

Respondent, State of South Carolina, hereby moves for a fourth extension of time to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. In support of this motion, Respondent submits the following:

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served February 1, 2019, pursuant to a third extension request. Respondent requests a fourth 30-day extension to serve and file these documents, which is not made for the purpose of delay but due to a heavy workload. In addition, counsel is on a medically required work restriction which limits the amount of hours she is allowed to work per day.

2. Counsel has worked on the Initial Brief and Designation in this matter, but is unable to complete the brief prior to the due date. Counsel assures the Court completion of this belief is a high priority, and she will work diligently to complete it.

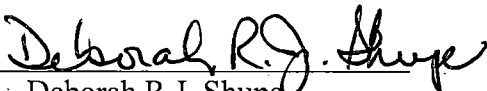
3. The undersigned consulted with counsel for the Appellant, and she is authorized to advise the Court he consents to the requested relief.

Based on the foregoing, Respondent respectfully requests this Court grant a fourth 30-day extension in which to file the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this motion.

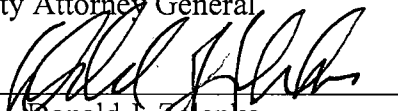
Respectfully submitted,

ALAN WILSON
Attorney General

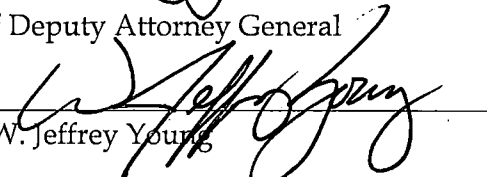
DEBORAH R.J. SHUPE
Senior Assistant Deputy Attorney General

BY: 
Deborah R.J. Shupe

DONALD J. ZELENKA
Deputy Attorney General

BY: 
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Chief Deputy Attorney General

BY: 
W. Jeffrey Young

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Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR THE RESPONDENT

February 1, 2019

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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IN THE MATTER OF THE CARE AND
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APPELLANT.


PROOF OF SERVICE

I, Sally Ellison, certify that I have served the Motion for Fourth Extension to Serve and File the Initial Brief of Respondent and Designation of Matter on Appellant by depositing a copy of same in the United States Mail, postage prepaid, addressed to:

Taylor D. Gilliam, Esquire
SCCID
Division of Appellate Defense
PO Box 11589
Columbia, SC 29211-1589

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

This 1st. day of February, 2019.


Sally Ellison
Office of the Attorney General
PO Box 11549
Columbia, SC 29211
803-734-3727



ALAN WILSON
ATTORNEY GENERAL

February 1, 2019

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SC Court of Appeals

HAND-DELIVERY

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

Re: In the Matter of the Care and Treatment of Timothy Wayne Schaefer
Appellate Case No. 2017-002320

Dear Ms. Kitchings:

Enclosed are an original and seven (7) copies of a Motion for Fourth Extension to File Initial Brief of Respondent and Designation of Matter in the above appeal.

By copy of this correspondent, I am serving counsel for the Appellant with a copy of the Respondent's Motion.

Sincerely,

Deborah R.J. Shupe
Senior Assistant Deputy Attorney General.

DRJS/se
Enclosures

cc: Taylor D. Gilliam, Esquire
Victim Advocacy Division