

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM SOUTH CAROLINA ADMINISTRATIVE LAW COURT

Judge H. W. Funderburk, Jr.

Case No. 2019-000532

RECEIVED

APR 29 2019

SC Court of Appeals

Charles Tyson, #113360.....Appellant

v.

South Carolina Department of Probation, Parole and
Pardon Services.....Respondent

NOTICE OF MOTION AND
MOTION FOR EXTENSION
OF TIME

Charles Tyson #113360
Lee Correctional Inst.
990 Wisacky Hwy
Bishopville, SC 29010

The Respondent will please take notice that Plaintiff Charles Tyson moves before the court for a (15) day extension to file his brief and record in the above captioned appeal. This motion is based upon the applicable SCACR. The reasons for making this motion follows.

1. Since April 25, 2019 Appellant has been trying to mail his brief and record for appeal to the court without success.
2. Appellant transferred from Perry Correctional Institution to Lee Correctional Institution on a hardship request on March 26, 2019 and has been disciplinary free for approximately six years.
3. However, Appellant has been housed in one of the most restricted living units in the general population, which is F2A-Cell 1142.
4. Since arriving at the prison, Appellant has either been locked in the cell, at the prison law library or on visit.
5. The unit Appellant is housed in is the very same where the killings of April 15, 2018 started, and Appellant believes for that reason, that is why he is having such difficulty in mailing out his appeal.
6. Appellant has paid his filing fee to the court and has every intention of filing his appeal, but needs just a few more days to do so.

For all the reasons stated the court should grant the requested extension.

Respectfully submitted


Charles Tyson

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CERTIFICATE OF SERVICE

I, Charles Tyson, Appellant pro-se, certify that I have served a copy of the Notice of Motion and Motion for Extension of time by depositing a copy of the same in the United States Mail, postage prepaid this April 27, 2019, address to:

Tommy Evans Jr
Assistant General Counsel
Department of Legal Services
S.C. Dept., PPP Services
P. O. Box 50666
Columbia, SC 29205

Charles Tyson

Charles Tyson #113360
Appellant pro-se
Lee Correctional Institution
990 Wisacky Hwy
Bishopville, SC 29010