

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Darlington County
Honorable Roger E. Henderson, Circuit Court Judge

IN THE MATTER OF THE CARE AND TREATMENT OF
LARRY JAMES TYLER,

APPELLANT
RECEIVED

APPELLANT CASE NO. 2018-001442

NOV 04 2019

SC Court of Appeals

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

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

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served November 4, 2019, pursuant to a second extension. Respondent requests a third extension to serve and file these documents, which is not made for the purpose of delay, but due to a heavy workload.

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

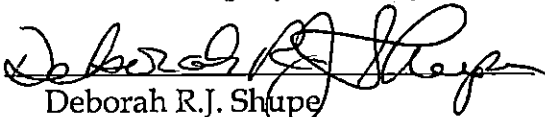
3. The undersigned contacted counsel for the Appellant, to inform him of this request.

Based on the foregoing, counsel for Respondent respectfully requests that this Court grant a third 30-day extension in which to file and serve 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: 
Donald J. Zelenka

November 4, 2019

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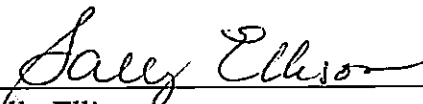
APPELLANT.

APPELLANT CASE NO. 2018-001442

PROOF OF SERVICE

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

Thomas F. McDow, Esquire
McDow & Urquhart
PO Box 891
Rock Hill, South Carolina 29731-6891


Sally Ellison
Legal Assistant
Office of the Attorney General
PO Box 11549
Columbia, South Carolina 29211-1549

November 4, 2019



ALAN WILSON
ATTORNEY GENERAL

November 4, 2019

HAND-DELIVERY

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
1220 Senate Street
Columbia, SC 29201

Re: In the Matter of the Care and Treatment of Larry J. Tyler
Appellate Case No. 2018-001442

Dear Ms. Kitchings:

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

By copy of this correspondence, 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: Thomas F. McDow, Esquire
Victim Advocacy Division

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