

# The South Carolina Court of Appeals

Appeal from Administrative Law Court.

Hon. Ralph H. Anderson III **RECEIVED**

JUL 13 2020

Appeal case No. 2019-062115 SC-Court of Appeals

Gregory Percille, 312332, Appellant  
V,

SC. Dept. of Corrections, Respondent

## MOTION TO DISMISS FOR FAILURE TO TIMELY FILE

Appellant requests this Court to take action pursuant to Rule 208 (2)(4) SCACR.

Upon appellant timely filing his Initial Brief and designation of matter on May 14, 2020 respondent has not timely filed respondent's initial Brief. Respondent has (30) thirty days after service of appellants brief.

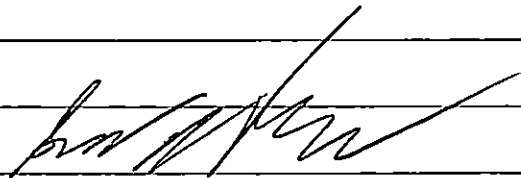
Appellant received notice of extension from respondent on July 02, 2020 Dated to the court on June 24, 2020. On the same day July 02, 2020 Appellant received notice from the Court of Appeals granting the respondents request for

extension dated filed June 25, 2020 which would be outside the time to file an extension timely.

Without good cause pursuant to Rule 260 (c) SCACR failure to comply, clerk shall issue an order of dismissal.

Appellant prays this court take the appropriate action in this matter. Appellant requests this in the interest of justice.

July 03, 2020



Gregory Rendle 312332

Evans CF F4A275

610 Hwy 9 West

Bennettsville, SC 29512

This and other papers may be delayed due to incompetence or refusal of agency staff to properly process my legal mail

Notary

~~NOTARY PUBLIC~~

8th day of July

Notary Public of South Carolina  
2117124

RECEIVED

JUL 13 2020

Certificate of Service

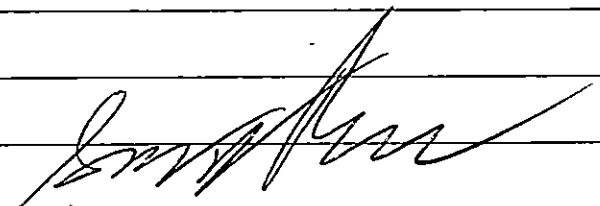
SC Court of Appeals

I hereby certify that the undersigned on the 06 day of July 2020, In Beaufortville South Carolina served a copy of appellants' motion to dismiss for failure to timely file by depositing the same in the U.S. mail, postage paid or in the institutions mail room and addressed as follows:

Jenny A. Kitchings, Clerk  
SC, Court of Appeals  
PO, Box 11629  
Columbia SC 29211

Christina Cater Bigelow  
SC, General Counsel, SDC  
PO, Box 21737  
Columbia, SC, 29221

July 06, 2020.

  
Gregory Pindell, 312332  
Appellant, Pro Se.

Gregory Percilla 312332  
Evers CB F4A275  
610 Hwy 9 West  
Bennettsville, SC. 29512

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**CERTIFIED MAIL®**



02 1P  
0000880240 JUL 09 2020  
MAILED FROM ZIP CODE 29512  
**\$ 004.05<sup>0</sup>**

7020 0640 0000 0556 7879

Jenny H. Kitchings, Clerk  
SC. Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RECEIVED**

JUL 13 2020

SC Court of Appeals **CDC**

MAY 20 2020

MAIL ROOM

29211-162929

