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Nov 10 2020

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

The Honorable H. W. Funderburk, Jr., Administrative Law Judge

Case No. 2020-000980

Shante Michele Eugene Respondent,

v.

South Carolina Department of Motor Vehicles Appellant.

MOTION FOR EXTENSION

Pursuant to Rule 240, SCACR, the Appellant South Carolina Department of Motor Vehicles (SCDMV) requests an extension of the deadline for filing the Reply Brief in this case. The original due date for the Reply Brief is Monday, November 16, 2020. SCDMV requests an extension through Wednesday, November 25, 2020 for the filing of SCDMV’s Reply Brief. Granting this extension would make the Record on Appeal in this matter due no later than Tuesday, December 29, 2020. This is Appellant SCDMV’s first request for an extension in this case. Counsel for the Appellant has consented to this extension.

Further, SCDMV requests this extension in great part due to the passing of the Father of the undersigned on November 3, 2020 (David Hugh Moffat). The undersigned is the only one of the three children of her parents that resides in South Carolina (her siblings live in Iowa and California). As a result, the undersigned is the person that is

primarily assisting her Mother in the necessary planning and tasks that follow a death (initiating probate, notifying all necessary pension and bill providers, planning the funeral, etc.).

s/Brandy A. Duncan
BRANDY A. DUNCAN, SC Bar # 72052
Assistant General Counsel
FRANK L. VALENTA, JR., SC Bar # 5682
General Counsel
PHILIP S. PORTER, SC Bar # 4526
Deputy General Counsel
South Carolina Department of Motor
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Post Office Box 1498
Blythewood, South Carolina 29016-0020
Telephone: (803) 896-9900
Brandy.duncan@scdmv.net
Counsel for the Appellant

November 10, 2020
Blythewood, South Carolina

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CERTIFICATE OF SERVICE

PURSUANT TO SUPREME COURT ORDER 2020-000447(g)(3), I HEREBY CERTIFY that today, November 10, 2020, I served one PDF of the Appellant's Motion for Extension upon Respondent by electronically serving (via e-mail) a true and correct copy to:

Arie Bax, Esquire
At: arie.baxlaw@gmail.com

As Counsel for Respondent.

s/Brandy A. Duncan
Brandy A. Duncan
Assistant General Counsel

November 10, 2020
Blythewood, South Carolina

Duncan, Brandy A

From: Microsoft Outlook
To: AN Bax; Bax Law Firm
Sent: Tuesday, November 10, 2020 4:07 PM
Subject: Relayed: Shante Eugene - Case No. 2020-000980 - Motion for Extension

Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

[AN Bax \(office.baxlaw@gmail.com\)](mailto:office.baxlaw@gmail.com)

[Bax Law Firm \(arie.baxlaw@gmail.com\)](mailto:arie.baxlaw@gmail.com)

Subject: Shante Eugene - Case No. 2020-000980 - Motion for Extension

Duncan, Brandy A

From: Duncan, Brandy A
Sent: Tuesday, November 10, 2020 4:07 PM
To: 'AN Bax'
Cc: Bax Law Firm
Subject: Shante Eugene - Case No. 2020-000980 - Motion for Extension
Attachments: Eugene, Shante - Cover Letter Motion for Extension.pdf; Eugene, Shante - SCDMV Motion for Extension to File Reply Brief.pdf; Eugene, Shante - Certificate of Service.pdf

Arie & Elizabeth,

Attached for you files please find PDFs of SCDMV's Motion for Extension, which Arie and I e-mailed about earlier today, and a certificate of service and cover letter for the same.

Thanks,

Brandy A. Duncan, Asst. General Counsel
S.C. Department of Motor Vehicles
P. O. Box 1498
Blythewood, South Carolina 29016

Notice of Confidentiality: The information contained in this e-mail may be legally privileged and/or confidential. It is intended only for the use of the individual(s) or entity named in the body of the e-mail. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying, or use of the information contained in this e-mail or the e-mail itself is strictly prohibited. If you have received this e-mail in error, please notify me immediately by telephone at the number listed above, delete the original e-mail, and return any printed copies of the e-mail to me at the address listed above via the United States Postal Service. Thank you.

Henry McMaster
Governor



Kevin A. Shwedo
Director

State of South Carolina
Department of Motor Vehicles

November 10, 2020

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

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Nov 10 2020
SC Court of Appeals

RE: *Shante Michele Eugene v. South Carolina Department of Motor Vehicles*
Case No: 2020-000980

Dear Ms. Kitchings:

Attached for filing please find the following documents:

1. A PDF of Appellant's Motion for Extension; and
2. A PDF of Certificate of Service of these documents on counsel for the Respondent.

Please file these documents and return a "clocked" copy to me via e-mail at Brandy.Duncan@scdmv.net.

Sincerely,

s/Brandy A. Duncan

Brandy A. Duncan
Assistant General Counsel

Attachments as Stated

cc: Arie Bax, Esquire