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SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM ADMINISTRATIVE LAW COURT

Administrative Law Judge S. Phillip Lenski

ALC Case No. 21-ALJ-04-0165-AP
Appellate Case No. 2021-001379

James Anthony Primus, #252315.....Appellant,

v.

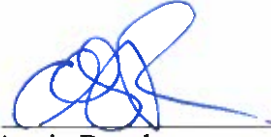
South Carolina Department of Corrections.....Respondent.

MOTION TO FILE OUT OF TIME THE FINAL BRIEF OF RESPONDENT

This matter is before the Court pursuant to James Anthony Primus’s appeal of Administrative Law Court Judge S. Phillip Lenski’s November 5, 2021 order affirming Respondent’s final agency decision.

Respondent respectfully requests to file the Final Brief of Respondent and Respondent’s Designation of Matter to be Included in the Record on Appeal in this case out of time. Appellant served Respondent with Record on Appeal by placing said documents in the mail to Respondent on March 3, 2022. The envelope containing the Record on Appeal was postmarked on March 9, 2022 and received by SCDC’s Office of General Counsel on March 16, 2022. Pursuant to Rules 211 262 of the South Carolina Appellate Court Rules, Respondent had until March 23, 2022 to file and serve the Final Brief of Respondent.

Respondent respectfully requests to file out of time the Final Brief of Respondent in the above-captioned case.



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ATTORNEY FOR RESPONDENT

March 30, 2022