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Apr 08 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Lexington County
Honorable Edgar W. Dickson, Circuit Court Judge
Appellate Case No. 2021-000734

IN THE MATTER OF THE CARE AND
TREATMENT OF JOHN SHELBY WELLS,

APPELLANT.

**MOTION FOR SECOND EXTENSION OF TIME
TO SERVE AND FILE INITIAL BRIEF OF
RESPONDENT AND DESIGNATION OF MATTER**

Respondent, State of South Carolina, hereby moves for a second extension of time to file the Initial Brief of Respondent and Designation of Matter in the above appeal.

Respondent submits the following:

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served April 11, 2022, after a first extension. Due to a heavy workload, physical limitations due to recent surgery, and unavoidable absences from the office due to legislative hearings, Respondent requests a second extension to file the Initial Brief of the Respondent and Designation of Matter until Monday, May 9, 2022.

2. Counsel has worked on the Initial Brief and Designation of Matter but has been unable to complete them prior to the due date. Counsel assures the Court

completion of the Initial Brief of Respondent and Designation of Matter are a high priority, and she will work diligently to complete them.

3. The undersigned consulted with counsel for the Appellant, and she is authorized to advise the Court counsel consents to the requested relief.

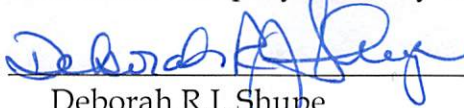
4. Based on the foregoing, counsel for Respondent respectfully requests that this Court grant a second extension until Monday, May 9, 2022, to file the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this Motion.

Respectfully submitted,

ALAN WILSON
Attorney General

DEBORAH R. J. SHUPE
Senior Assistant Deputy Attorney General

By:



Deborah R.J. Shupe

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APPELLANT.

PROOF OF SERVICE

I, Sally Ellison, certify I served the Motion for Second Extension to file the Initial Brief of Respondent and Designation of Matter, by email and by depositing copies in the United States mail, postage prepaid, addressed to:

David Alexander, Esquire
Appellate Defender
SC Commission on Indigent Defense
PO Box 11589
Columbia, SC 29211-11589
(803) 734-1339

I further certify all parties required by Rule to be served have been served.

This 8th day of April, 2022.



Sally Ellison
Legal Assistant
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-4156



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ALAN WILSON
ATTORNEY GENERAL

April 8, 2022

David Alexander, Esquire
Appellate Defender
SC Commission on Indigent Defense
PO Box 11589
Columbia, South Carolina 29211-11589

Re: In the Matter of the Care and Treatment of John Shelby Wells
Appellate Case No. 2021-000734

Dear Mr. Alexander:

Enclosed is a copy of the State's Motion for Second Extension of Time to Serve and File Initial Brief of Respondent and Designation of Matter in the above appeal. If you have any questions, please do not hesitate to contact me.

Sincerely,

Deborah R.J. Shupe
Senior Assistant Deputy Attorney General

DRJS/sbe
Enclosure

cc: Victim Advocacy Division

Sally Ellison

From: Sally Ellison
Sent: Friday, April 8, 2022 11:19 AM
To: 'dalexander@sccid.sc.gov'; Matthews, Lindsey
Cc: Deborah Shupe; Sally Ellison; Victim Services
Subject: In the Matter of the Care and Treatment of John Shelby Wells, Appellate Case No. 2021-000734
Attachments: SCANNED Letter to David Alexander serving Motion for Second Extension of Time to Serve and File IBOR and DOM (02947076xD2C78).PDF; John Shelby Wells in the Matter of. Cover letter to David Alexander serving copy of Motion for Second Extension of Time to file Initial (02947033xD2C78).DOCX

Good Morning:

Attached for service this date is the State's Motion for Second Extension of Time to Serve and File the Initial Brief of Respondent and Designation of Matter in the above appeal. The Motion will also be filed with the Court of Appeals through the AIS system, and a hard copy of the Motion will be provided to counsel for the Appellant as indicated on the Proof of Serve.

Please let me know you have received the attached Motion and cover letter.

Thank you.

SALLY ELLISON, Legal Assistant
South Carolina Attorney General's Office
Criminal Division – SVP Unit | Office 803-734-4156
P.O. Box 11549 | Columbia, SC 29211
scag.gov

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