

**THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

Appeal from Charleston County
Court of Common Pleas

W. Jeffrey Young, Circuit Court Judge

Case No. 2010-CP-10-7699

Jane Doe,

Appellant,

v.

Charles Smith, Charleston County School District
and James Island High School,

Respondents.

**THIRD MOTION FOR EXTENSION OF TIME
TO SERVE/FILE INITIAL BRIEF OF RESPONDENTS
CHARLESTON COUNTY SCHOOL DISTRICT AND
JAMES ISLAND HIGH SCHOOL**

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RECEIVED
MAY 16 2013
SC Court of Appeals

TO: THE HONORABLE JUDGES OF THE SOUTH CAROLINA COURT OF APPEALS

COME NOW Respondents Charleston County School District and James Island High School (“Respondents”), by and through their undersigned counsel, pursuant to Rule 263(b), SCACR, and move this Honorable Court as follows for an additional extension of three weeks’ (i.e., twenty-one (21) days’) time to serve/file their initial respondents’ brief and corresponding designation of matter to be included in the record on appeal.

The Appellant, Jane Doe, served her initial brief on February 11, 2013. Based on this date of service, pursuant to Rule 208(a)(2), SCACR, the Respondents’ initial brief was originally due to be served/filed on or before March 13, 2013. The Respondents have previously asked for two extensions, which the Court kindly granted by Orders filed March 15, 2013 and April 24, 2013, extending the deadline through April 15, 2013 and then May 15, 2013.¹

Again, on account of a particularly-demanding work schedule of late and other time commitments (including the recent birth of the undersigned’s

¹ In its April 24, 2013 Order, the Court included the following language: “Pursuant to the order of the Supreme Court of South Carolina dated March 18, 2009 (www.sccourts.org/courtOrders/displayOrder.cfm?orderNo-2009-03-18-01), any further extension request must be based on a showing of good cause and must be signed by the appropriate attorneys.” Most respectfully, the referenced order of the Supreme Court appears to apply only to extension requests in criminal direct appeals and post-conviction

second child on March 25, 2013), and the time needed to address the issues raised in this appeal, the Respondents request an extension of 21 days additional time beyond May 15, 2013, i.e., through June 5, 2013, to serve/file their initial respondents' brief and corresponding designation of matter to be included in the record on appeal. The Court's allowance of the requested extension will be of considerable benefit to the Respondents' counsel in preparing the Respondents' initial brief/designation of matter and, counsel respectfully submit that the requested extension is founded upon good cause and that it is in the interests of justice and will work no undue prejudice upon the Appellant or the other respondent to this appeal.

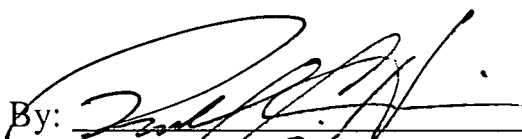
WHEREFORE, the Respondents move for an additional extension of time through June 5, 2013 to serve/file their initial respondents' brief and corresponding designation of matter to be included in the record on appeal. Further, the Respondents ask that their present briefing deadline be held in abeyance pending the Court's action on this motion.

<SIGNED ON THE FOLLOWING PAGE>

relief certiorari proceedings. In any event, however, the undersigned humbly submits

Respectfully submitted,

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Dated: 5/14/13

that the instant extension request is founded upon good cause.

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PROOF OF SERVICE

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I, Russell G. Hines, of Young Clement Rivers, LLP, do hereby certify that a copy of the **Third Motion for Extension of Time to Serve/File Initial Brief of Respondents Charleston County School District and James Island High School** in the above-captioned matter was served on all parties hereto by depositing a copy of the same in the United States Mail, postage prepaid, on May 14, 2013, addressed as follows to their attorneys of record:

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