

**RECEIVED**  
**Aug 12 2022**  
**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal From Newberry County  
The Honorable Frank R. Addy, Circuit Court Judge

Appellate Case No: 2021-001232

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STATE OF SOUTH CAROLINA,

Respondent,

vs.

CALVIN EUGENE WHITENER,

Appellant.

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**MOTION FOR EXTENSION OF TIME**

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Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to two previous extensions granted by the Court.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court, I am unable to complete this Brief on time. Since my last request for an extension, I have completed and filed initial briefs in State v Corey Rashad Brown (2021-000521) and State v. Nikeen D. Johnson (2021-000674), and final briefs in State v. Fredrick

Williams (2021-000628) and Jaden Imarion Gary (2021-000967). I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

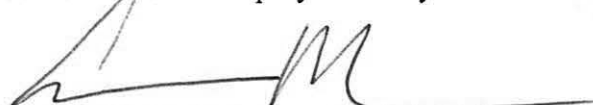
WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General



WILLIAM M. BLITCH, JR.  
Senior Assistant Deputy Attorney General



AMBREE M. MULLER  
Assistant Attorney General  
S. C. Bar No: 104213

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ATTORNEYS FOR RESPONDENT

August 12, 2022

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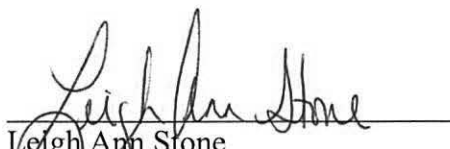
CALVIN EUGENE WHITENER,

Appellant.

**PROOF OF SERVICE**

I, Leigh Ann Stone, certify that I have served the Motion for Extension of Time on Dayne C. Phillips, Esquire, Esquire, counsel of record for the Appellant, by sending one copy by electronic mail to the address listed for counsel in AIS.

I further certify that all parties required by Rule to be served have been served.  
This 12th day of August, 2022.

  
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Leigh Ann Stone  
Legal Assistant  
Office of Attorney General  
Post Office Box 11549  
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(803) 734-3737

## Leigh Ann Stone

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**From:** Leigh Ann Stone  
**Sent:** Friday, August 12, 2022 10:00 AM  
**To:** 'dayne@pricebenowitz.com'  
**Cc:** Ambree Muller; William Blich  
**Subject:** The State v. Calvin Eugene Whitener (2021-001232)  
**Attachments:** WHITENER Calvin - Motion for Extension of Time (03073810xD2C78).PDF

Good Morning Mr. Phillips,

Attached please find a copy of a Motion for Extension of Time in The State v. Calvin Eugene Whitener (2021-001232). This motion will be submitted to the South Carolina Court of Appeals today via the AIS One Drive System.

If you will, please reply to confirm receipt of this email.

Thank you!

**LEIGH ANN STONE**, Legal Assistant  
South Carolina Attorney General's Office  
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