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**Aug 22 2022**

**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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On Petition for Writ of Certiorari to Greenville County  
The Honorable D. Garrison Hill, Trial Judge  
The Honorable Alex Kinlaw, Jr., PCR Judge

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Appellate Case No. 2019-000907

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JERALD D. GASKINS, JR.,

Petitioner,

v.

STATE OF SOUTH CAROLINA,

Respondent.

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**RESPONDENT'S MOTION TO EXCEED PAGE LIMITS**

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In moving to exceed the page limit for its Brief of Respondent, the undersigned would show as follows:

1. In its order granting Petitioner's petition for a writ of certiorari in part, this Court directed the parties to proceed with briefing as provided by Rule 243(j), SCACR.
2. Rule 243 requires the parties to comply with the requirements of Rule 208(b) with respect to their briefs.
3. Rule 208(b)(5) requires that the parties' briefs be limited to fifty pages or less, but allows for this Court to grant a request to exceed that page limit.
4. In this particular appeal, the undersigned is filing the Brief of Respondent and this motion simultaneously.

5. The Brief of Respondent exceeds the fifty-page limit by six pages, including all parts of the Brief.
6. Although Petitioner presented only three issues, one of his issues contains multiple sub-issues that required individual attention, argument, and citation to the record.
7. The undersigned respectfully requests that this Court accept the Brief of Respondent acceptable as filed despite the fact that it exceeds the page limit.
8. The undersigned attempted to discuss the issue with counsel for Petitioner but has, so far, received no response to his August 19, 2022, email.

WHEREFORE, Respondent prays that the Court would accept the Brief of Respondent as filed despite the fact that it exceeds the page limit allowed for a brief and allow Respondent time to make the Brief conform to the page limit if the Court denies the motion.

Respectfully submitted,

August 20, 2022

s/Taylor Zane Smith  
Taylor Z. Smith  
Assistant Attorney General  
S.C. Bar # 103282  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3970  
Attorney for Respondent

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**CERTIFICATE OF SERVICE**

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Pursuant to the Supreme Court's Order "RE: Operation of the Appellate Courts During the Coronavirus Emergency," dated March 20, 2020, the undersigned hereby certifies a true copy of Respondent's motion to exceed the page limit has been served upon opposing counsel by sending to opposing counsel's primary e-mail address as listed in the Attorney Information System (AIS):

**Clarence Rauch Wise, Esquire**  
**rauchwise@gmail.com**

This 20th day of August, 2022.

s/Taylor Zane Smith  
TAYLOR ZANE SMITH  
Assistant Attorney General  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3737

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Aug 22 2022

SC Court of Appeals



ALAN WILSON  
ATTORNEY GENERAL

August 20, 2022

The Honorable Jenny Abbott Kitchings  
South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211  
By email only to ctappfilings@sccourts.org

**RE: Jerald D. Gaskins, Jr. v. State of South Carolina**  
**Appellate Case No.: 2019-000907**

Dear Ms. Kitchings:

Enclosed are the originals of the State's Brief of Respondent and a motion to exceed the page limits, which I am submitting for filing simultaneously in the above-referenced matter with the hope that the Court will accept the Brief as filed despite the fact that it exceeds the page limit. Please let me know if anything additional is needed.

Sincerely,

s/Taylor Zane Smith

Taylor Z. Smith  
Assistant Attorney General

TZS

Enclosures

cc: Clarence Rauch Wise, Esquire (by email only)  
Victim Advocacy Division (by email only)