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Nov 08 2022

SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Chester County
Honorable Brian M. Gibbons, Circuit Court Judge

Appellate Case No: 2021-000989

THE STATE,

Respondent,

vs.

BRADLEY MARK CORLEW,

Appellant.

**PETITION TO RELAX RULE 208(a)(2) SCACR, AND RULE 209(a) SCACR
AND MOTION FOR A FIRST EXTENSION**

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

I.

The Initial Brief of Respondent and Designation of Matter were due to the Court on November 7, 2022, pursuant to this Court's order dated September 7, 2022. However, due to a calendaring error, counsel for the State failed to either request an extension or file its Initial Brief of Respondent and Designation of Matter on November 7, 2022.

II.

As a result of the calendaring error, the State respectfully asks this Court to relax the requirements of Rule 208(a)(2) SCACR, and Rule 209(a) SCACR, and permit the State to file a motion for a first extension of time within which to serve and file its Initial Brief and Designation

of Matter out of time. See Rule 263(b), SCACR (“The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rule 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”). Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this Initial Brief on time. In addition, the exhibits to be picked up from the Chester County Clerk of Court’s office have not yet been transported. 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 motion for extension 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 will relax the requirements of 208(a)(2) SCACR and 209(a) SCACR and permit the filing of this motion for a first extension for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

DAVID SPENCER
Senior Assistant Attorney General

BY:



David Spencer
S. C. Bar No: 68571

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ATTORNEYS FOR RESPONDENT

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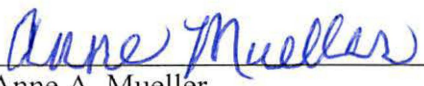
BRADLEY MARK CORLEW,

Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Petition to Relax Rule 208(a)(2) SCACR and 209(a) SCACR and Motion for First Extension on Susan B. Hackett, counsel of record for the Appellant, 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 8th day of November, 2022.


Anne A. Mueller
Legal Assistant

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

From: [Anne Mueller](#)
To: "shackett@sccid.sc.gov"
Cc: [Stock, Chris \(cstock@sccid.sc.gov\)](#); [David Spencer](#); [Anne Mueller](#)
Bcc: [Victim Services](#)
Subject: State v. Bradley Mark Corlew, 2021-000989
Date: Tuesday, November 8, 2022 12:50:00 PM
Attachments: [image001.png](#)
[Corlew Bradley - 2021-000989 - Petition to Relax Rule and Motion for First Extension \(State's IBOR\) \(03149929xD2C78\).PDF](#)

Good afternoon, Ms. Hackett.

Attached to this email is a copy of a Motion we will be filing this afternoon in the above matter.

Sincerely,

Anne Mueller, Legal Assistant to Senior Assistant Attorney General David Spencer

Anne A. Mueller, Legal Assistant
Office of the South Carolina Attorney General
Criminal Appeals Division • Office 803-734-3922 • scag.gov



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