

The Supreme Court of South Carolina

The State, Respondent,

v.

James Heyward, Petitioner.

Appellate Case No. 2021-000122

RECEIVED

Dec 06 2022

SC Court of Appeals

PETITIONER'S MOTION FOR EXTENSION OF TIME TO FILE INITIAL BRIEF

Pursuant to Rules 240 and 263 of the South Carolina Appellate Court Rules, Petitioner respectfully requests a twenty-day extension from December 23, 2022, until January 12, 2023, to file its Initial Brief. There is good cause for this extension due to the number and complexity of issues raised in this appeal, which involves a multi-day trial on numerous criminal charges, as well as the other work obligations of the undersigned.

The undersigned has consulted with counsel for Respondent, and he consents to the extension. The undersigned does not expect that any further extensions will be necessary.

<signature block next page>

Respectfully submitted,

K&L GATES, LLP

s/Tara C. Sullivan

Tara C. Sullivan
M. Claire Healy
134 Meeting Street, Suite 500
Charleston, SC 29401
 tara.sullivan@klgates.com
 Telephone: (843) 579-5600
 Facsimile: (843) 579-5601

Robert M. Dudek
Chief Appellate Defender
South Carolina Commission on Indigent Defense
Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, SC 29201-3332
Telephone: (803) 734-1330
Facsimile: (803) 253-6283

Attorney for Petitioner James Heyward

December 6, 2022

The Supreme Court of South Carolina

The State, Respondent,

v.

James Heyward, Petitioner.

Appellate Case No. 2021-000122

RECEIVED

Dec 06 2022

SC Court of Appeals

PROOF OF SERVICE

I certify that I have served the Petitioner's Motion for Extension of Time to File its Initial Brief by depositing a copy of it in the United States Mail, postage prepaid, on December 6, 2022, addressed to Respondent's attorney of record, Joseph Maye, Assistant Deputy Attorney General, South Carolina Attorney General's Office, 1000 Assembly Street, Columbia, South Carolina 29201.

K&L GATES, LLP

s/Tara C. Sullivan

Tara C. Sullivan

M. Claire Healy

134 Meeting Street, Suite 500

Charleston, SC 29401

tara.sullivan@klgates.com

Telephone: (843) 579-5600

Facsimile: (843) 579-5601

Robert M. Dudek

Chief Appellate Defender

South Carolina Commission on Indigent Defense

Division of Appellate Defense

1330 Lady Street, Suite 401

Columbia, SC 29201-3332

Telephone: (803) 734-1330

Facsimile: (803) 253-6283

Attorneys for Petitioner James Heyward

Tara C Sullivan
Tara.Sullivan@klgates.com

T +1 843 579 5679
F +1 843 579 5601

RECEIVED

Dec 06 2022

SC Court of Appeals

December 6, 2022

Via Electronic Filing and U.S. Mail

The Honorable Patricia A. Howard
Clerk of Court
Supreme Court of South Carolina
1231 Gervais Sreet
Columbia, SC 29201

**Re: The State v. James Heyward
Appellant Case No. 2021-000122**

Dear Ms. Howard:

Enclosed please find the original of Petitioner's Motion for Extension of Time to File its Initial Brief in connection with the above-referenced case, which Motion was emailed to the Court for filing on December 6, 2022. Also enclosed is our check in the amount of \$50 for your filing fee.

Thank you for your consideration of this Motion and please let us know if you need anything further in connection with this request.

Very truly yours,

Tara C. Sullivan

Tara C. Sullivan

TCS/glm
Enclosures

cc: **Via Email and U.S. Mail**

Alan M. Wilson, Esq.

Melody Jane Brown, Esq.

Donald J. Zelenka, Esq.

W. Joseph Maye, Esq.

Heather Savitz Weiss, Esq.

Robert M. Dudek, Esq.

Jennifer H. Thiem, Esq.

M. Claire Healy, Esq.

The Honorable Jenny Abbott Kitchings

Tricia Allen, Director of Victim Services