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Dec 16 2022
SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Horry County
Honorable Larry B. Hyman, Jr., Circuit Court Judge
Appellate Case Tracking No. 2020-001497

The State,

Respondent,

vs.

Theodore Jerry Bolick,

Appellant.

**MOTION FOR FIFTH EXTENSION OF TIME TO SERVE AND FILE
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

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

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed December 16, 2022. 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 fifth extension in the above referenced appeal. Due to the issues raised and work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this brief on time. The undersigned has completed filings this month in multiple appeals including the Return to Emergency Motion for Appeal Bond in State v. Martin, Returns to Petition for Writ of Certiorari in State v. Peele and State v. Brewton, and the Brief of Petitioner in State v. Perry and has participated in the oral argument in State v. Leggette and State v Cook. The undersigned has been directed to prepare Returns to the Petitions in the Original Jurisdiction of the South Carolina Supreme Court in Perry

v. State and Gibson v. Bodiford and a memorandum in State v. Mello, each with a proximate deadline. The undersigned also has administrative responsibilities as the supervisor of the Criminal Appeals Section at the Attorney General's Office. The Initial Brief in this case is the next initial brief the undersigned plans to complete, and he believes it can be completed without subsequent extension.

II.

This extension request is not intended for purposes of delay, but rather to ensure the Brief is properly researched and prepared. I would, therefore, request a fifth extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

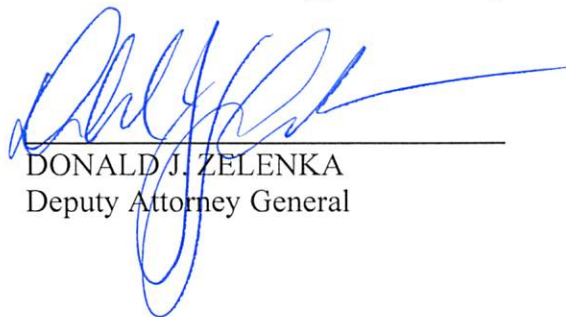
WHEREFORE, Respondent prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

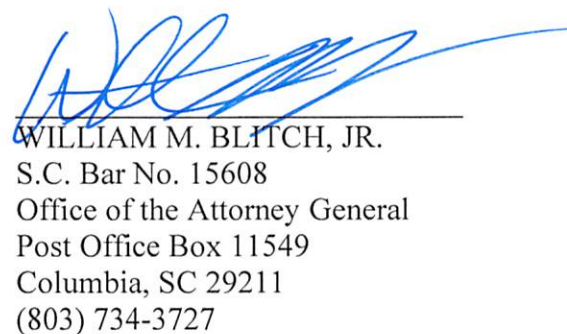
ALAN WILSON
Attorney General

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

I have reviewed and approve this request:



DONALD J. ZELENKA
Deputy Attorney General



WILLIAM M. BLITCH, JR.
S.C. Bar No. 15608
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

December 16, 2022

ATTORNEYS FOR RESPONDENT

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PROOF OF SERVICE

I, Caroline Collins, certify that I have served the Motion for Fifth Extension of Time to Serve and File Initial Brief of Respondent and Designation of Matter on Appellant by depositing a copy in the US Mail addressed to:

Theodore Jerry Bolick, *Pro Se* Appellant
#384070, 1B-0148-A
Evans Correctional Institution
610 Highway 9 West
Bennettsville, South Carolina 29512

I further certify that all parties required by Rule to be served have been served.

This 16th day of December, 2022.



CAROLINE COLLINS
Administrative Coordinator
Office of Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

December 16, 2022

Theodore Jerry Bolick, *Pro Se* Appellant
#384070, 1B-0148-A
Evans Correctional Institution
610 Highway 9 West
Bennettsville, South Carolina 29512

Re: The State v. Theodore Jerry Bolick
2020-001497

Dear Mr. Bolick,

Enclosed please find a copy of the Motion for Fifth Extension of Time to Serve and File Initial Brief of Respondent and Designation of Matter in the above-referenced case.

Sincerely,

William M. Blich, Jr.
Senior Assistant Deputy Attorney General

WMB/cc
Enclosure

cc: The Honorable Jenny A. Kitchings (via electronic filing)