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Jan 17 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Spartanburg County
The Honorable R. Keith Kelly, Circuit Court Judge

Appellate Case No: 2022-000160

STATE OF SOUTH CAROLINA,

Respondent,

vs.

JOHNATHAN OLIN BATCHELOR,

Appellant.

MOTION FOR EXTENSION OF TIME

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. Since the last extension was granted, I have filed a Return To Petition For Writ of Certiorari in The State v. John Mack (2022-000296) and an Initial Brief and Designation Of Matter in The State v. Chase Michael

Milam (2021-001490). Due to work required in other cases pending before this Court, I am unable to complete this Brief on time. 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



DAVID SPENCER
Assistant Attorney General
S. C. Bar No: 68571

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ATTORNEYS FOR RESPONDENT

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PROOF OF SERVICE

I, Anne Mueller, certify that I have served the Motion for Extension of Time on E. Charles Grose, Jr., 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 17th day of January, 2023.



Anne A. Mueller
Legal Assistant for the Respondent

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From: [Anne Mueller](#)
To: charles@groselawfirm.com
Cc: [David Spencer](#); [Anne Mueller](#)
Bcc: [Victim Services](#)
Subject: The State v. Johnathan Olin Batchelor, 2022-000160
Date: Tuesday, January 17, 2023 12:30:00 PM
Attachments: [image001.png](#)
[Batchelor Johnathan -2022-000160 - Motion for Extension of Time \(03195494xD2C78\).PDF](#)

Good afternoon, Mr. Grose.

Attached to this email is the State's Motion For Extension. We will be filing this motion with the Court electronically using AIS One drive later today.

Sincerely,

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

ANNE A. MUELLER, Legal Assistant
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