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May 17 2023

SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GEORGETOWN COUNTY
Court Of General Sessions
The Honorable Benjamin H. Culbertson, Circuit Court Judge

Appellate Case No: 2022-000723

THE STATE,

Respondent,

vs.

ERYK J'VON SMITH,

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.

Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this brief and designation on time. Since my last request for an extension in this matter, I have completed and filed a Final Brief Of Respondent in State v. Demetrius Deon Thompson (2021-001254) on April 18, 2023; a Brief Of Respondent in Jamal Hakeem v. State (2018-001116) on April 28, 2023; and an Initial Brief in State v. Haneef Aquil

Childs (2021-000688) on May 4, 2023. 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


MARK R. FARTHING
Assistant Deputy Attorney General


AMBREE M. MULLER
Assistant Attorney General
S. C. Bar No: 104213

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ATTORNEYS FOR RESPONDENT

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THE STATE,

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Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the within Motion For Extension Of Time on Joanna K. Delany, 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 17th day of May 2023.



Anne A. Mueller
Legal Assistant

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(803) 734-3727

From: [Anne Mueller](#)
To: ["jdeleny@sccid.sc.gov"](mailto:jdeleny@sccid.sc.gov)
Cc: [Warren, Kaylynn](#)
Subject: State v. Eryk J"Von Smith. Appellate Case No. 2022-000723
Date: Wednesday, May 17, 2023 1:48:00 PM
Attachments: [Smith Eryk - 2022-000723 - Motion For Extension Of Time \(03291970xD2C78\).PDF](#)
[image001.png](#)

Good afternoon, Ms. Delany.

Attached to this email is the State's Motion For Extension Of Time. We will be filing our motion electronically using the Court's AIS One Drive system shortly.

Sincerely,

Anne Mueller, Legal Assistant to Assistant Attorney General Ambree M. Muller

ANNE A. MUELLER, Legal Assistant
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