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Jul 21 2023

SC Court of Appeals

THE STATE OF SOUTH CAROLINA

In the Court of Appeals

APPEAL FROM SPARTANBURG COUNTY
General Sessions Court
The Honorable J. Derham Cole, Circuit Court Judge

Appellate Case No. 2019—001570

State of South Carolina.....Respondent,

vs.

Devin Zachary Elijah Ruttle.....Appellant.

MOTION FOR EXTENSION OF TIME TO SERVE RECORD ON APPEAL

Appellant hereby moves the Court for a brief Five (5) day extension of time in which to serve the Record on Appeal. This Motion is being made in good faith and for good cause. Appellant expects to be able to serve the Record on Appeal over the weekend, however out of an abundance of caution, Appellant requests leave until Wednesday, July 26, 2023 to serve the Record on Appeal. Appellant expected to be able to finalize the Record on Appeal for service today, unfortunately, a Petition for Writ of Certiorari that was due today took longer than expected to finalize and file.

This Motion is not interposed for purposes of delay, but is necessary for to complete the compiling and preparation of the Record on Appeal. Counsel for Appellant has spoken with

Assistant Deputy Attorney General Melody Brown who has consented to Appellant's Motion for Extension of Time to File.

Undersigned counsel respectfully requests that the deadline for the filing of Appellant's Initial Brief and the Designation of Matter to be Included in the Record on Appeal be stayed pending a ruling on this Motion.

I SO MOVE:

s/Christopher T. Brumback
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PROOF OF SERVICE

I certify that I have filed with the Court of Appeals and served Appellant's Motion for Extension of Time to Serve the Record on Appeal on Respondent's attorney, Julianna E. Battenfield, by email, JuliannaBattenfield@scag.gov, on July 21, 2023.

Respectfully submitted,

BRUMBACK & LANGLEY, LLC

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