

**STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS**

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JUL 11 2013
SC Court of Appeals

The State

Appellant,

vs

Bailey Taylor

Respondent.

**MOTION OUT OF TIME FOR EXTENSION
TO SERVE AND FILE RECORD ON APPEAL**

Respondent initial brief designation of matter through its undersigned counsel would respectfully show unto this court as follows:

I.

The initial brief of respondent and designation of matter to be filed on May 1, 2013. The Newton Law Firm is requesting an additional 10 days to file the respondents designated of matter for the case stated above. Mr. Newton was granted court protection for the day of June 24th through July 5th. The undersigned asks this Court to accept this Motion for an Extension of time.

II

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme dated March 18, 2009, the respondent moves for a second extension in the above referenced appeal to serve and file the initial respondent and designation of matter.

III

This extension request is not intended for purposes of delay, but rather to ensure the initial respondent and designation of matter is properly compiled and prepared. The Record will be completed in a timely manner. I would, therefore, request a second extension of time within which to serve and file the initial respondent and designation of matter.

WHEREFORE, Respondent prays that the court hold this matter in abeyance until ruling on this motion, allow this motion be served and filed out of time, and extend the deadline for the service and filing of the initial respondent and designation of matter in this case for (10) 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,

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