

# NEWTON LAW FIRM

TRAVIS A. NEWTON, ATTORNEY AT LAW  
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July 16, 2012

VIA FACSIMILE: 803-734-1839  
VIA REGULAR MAIL USPS  
The Honorable Jenny A Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

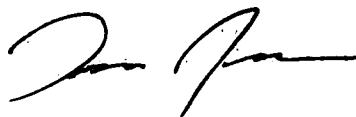
Re: The State vs. Bailey Taylor  
Appellate Case No.2012-213018

Dear Ms Kitchings,

Please find the 3rd Request of Extension of Time for the above case. Travis Newton needs another 10 day extension to complete and file the initial brief of respondent and designation of matter on the above reference case due to our extensive case log. When we requested 2<sup>nd</sup> extension, we erred in assuming that the extension days encompassed a normal Monday through Friday work week and the weekends were excluded. Therefore we were expecting the due date to fall on Monday, July 21 verses July 15<sup>th</sup>.

We sincerely hope you understand and will grant us another 10 day extension which will gives us time to fulfill our obligation to the courts.

Sincerely,



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Travis A. Newton, PA  
Attorney at Law  
SC Bar No. 15608

cc: Mr. William M. Blich, Jr.  
Assistant Attorney General  
PO Box 11549  
Columbia, SC 29211

**RECEIVED**  
JUL 18 2013

**SC Court of Appeals**

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

The State

Appellant,

vs

Bailey Taylor

Respondent.

Case No. 2012-213018

**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. Please find the 3rd Request of Extension of Time for the above case. Due having prepare for several cases and trials.

Mr. Newton needs another 10 day extension to complete, and file the initial brief of respondent and designation of matter on the above reference. When we requested 2<sup>nd</sup> extension, we erred in assuming the days counted were based on normal work week which only included Monday through Friday. We erred in thinking the weekends were excluded. Therefore we were expecting the due date to fall on Monday, July 21 verses July 15<sup>th</sup>. The undersigned asks this Court to accept this Motion for an Extension of time.

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**SC Court of Appeals**

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 3rd extension in the above referenced appeal to serve and file the initial respondent and designation of matter.

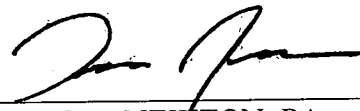
III

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,

Travis A. Newton, PA  
Attorney at Law



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TRAVIS A. NEWTON, PA  
Attorney at Law  
SC Bar No.15608

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(864)965-9148

ATTORNEY FOR THE RESPONDANT

July 16, 2013

**FORM 7  
PROOF OF SERVICE OF A NOTICE OF APPEAL**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM OCONEE COUNTY

Honorable Alexander S. Macaulay, Circuit Court Judge

Case No. 2012-213018

Bailey Taylor

Respondent,

v.

The State,

Appellant.

PROOF OF SERVICE

I Travis A. Newton, certify that I have served the Motion for Extension Of Time Within Which To Serve and File the initial brief of respondent and designation of matter on the Appellant by depositing a copy of it in the United States Mail, postage prepaid, on July 16, 2013, to the attorney of record, Mr. William M. Blicht, Jr., Assistant Attorney General of Columbia, South Carolina 29621, VIA Regular Mail USPS, address to:

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

July 16, 2013

**RECEIVED**

JUL 18 2013

**SC Court of Appeals**



The Newton Law Firm  
Travis A. Newton, P.A.  
210 N. McDuffie Street,  
Exchange Building, LL1  
Anderson, SC 29621  
(864) 9649148  
Attorney For The Respondent