

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

Appeal From Pickens County
Honorable Robin B. Stilwell, Circuit Court Judge

Appellate Case No: 2012-212555

THE STATE.

Respondent,

vs.

BOBBIE ALBERT MCCANN,

Appellant.

**PETITION TO RELAX RULE 208(a)(2), SCACR
AND REQUEST FOR EXTENSION**

COMES NOW the Respondent above named, by and through undersigned counsel, making its Petition to Relax Rule 208(a)(2) and Request for Extension, would show unto this Court:

I.

The Initial Brief of Respondent and Designation of Matter in the above-captioned matter were due to be filed and served on August 1, 2013. However, due to a calendaring oversight, the Initial Brief of Respondent was not timely filed and served. Therefore, Respondent respectfully requests an extension in which to file its Brief.

II.

In view of the foregoing, it is respectfully requested that this Court relax Rule 208(a)(2), SCACR, and allow Respondent an extension of thirty (30) days from today in which to file and serve its Brief.

WHEREFORE, it is respectfully requested that this Petition be granted.

Respectfully submitted,

ALAN WILSON
Attorney General

DAVID SPENCER
Assistant Deputy Attorney General

BY: 

David Spencer
S.C. Bar No: 68571

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ATTORNEYS FOR RESPONDENT

August 2, 2013

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PROOF OF SERVICE

I, Angela Bennett, certify that I have served the Petition to Relax Rule 208(a)(2) and Request for Extension on Respondent depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorneys of record, Robert M. Dudek, Esquire, South Carolina Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211.

I further certify that all parties required by Rule to be served have been served.

This 2nd day of August, 2013.



ANGELA BENNETT
Administrative Assistant

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