

STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM NEWBERRY COUNTY  
Court of Common Pleas  
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

---

Appellate Case No. 2012-212180

---

RONNIE MITCHELL,

PETITIONER,

V.

STATE OF SOUTH CAROLINA,

RESPONDENT.

RECEIVED

JUL 31 2013

SC Court of Appeals

---

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

---

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

I.

Upon receipt of the pro se Initial Brief of Appellant, the undersigned requested its closed post-conviction relief files from archives to review the matters referenced by the court of general sessions in the order on appeal. Pending receipt of the files, counsel inadvertently failed to properly note the due date for the Respondent's Initial Brief and Designation of Matter on his calendar. Respondent's Initial Brief of Respondent and Designation of Matter in the above captioned appeal were due to be filed and served but the deadline was missed. It was the

undersigned's intent to submit a Respondent's Initial Brief and Designation of Matter.

II.

It is respectfully requested that this Court relax Rule 208(a)(2), SCACR, and allow Respondent to file an Initial Brief of Respondent and Designation of Matter and for a fifteen (15) day extension to file and serve its Initial Brief of Respondent and Designation of Matter.

III.

WHEREFORE, it is respectfully requested that this motion to relax and for extension of time be granted.

Respectfully submitted,

ALAN WILSON  
Attorney General

J. RUTLEDGE JOHNSON  
Assistant Attorney General  
S.C. Bar No. 78871

By: \_\_\_\_\_

ATTORNEYS FOR RESPONDENT

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
Telephone: (803) 734-3737

July 31, 2013

STATE OF SOUTH CAROLINA  
In the Court of Appeals

---

APPEAL FROM NEWBERY COUNTY  
Court of Common Plea  
The Honorable Eugene C. Griffith, Jr., Circuit Court Judge

---

STATE OF SOUTH CAROLINA,

RESPONDENT,

V.

JAMES E. WISE,

APPELLANT.

---

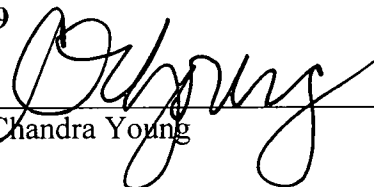
AFFIDAVIT OF SERVICE

---

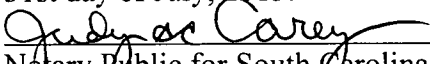
PERSONALLY APPEARED before me, Chandra Young, Legal Assistant, who being duly sworn, deposes and says that:

- (1) She is a legal assistant for one of the attorneys for Respondent herein.
- (2) There exists regular communication by mail throughout the State of South Carolina and that this is a proper circumstance for service by mail.
- (3) She served a copy of the foregoing PETITION TO RELAX RULE 208(a)(2)SCACR, AND REQUEST FOR EXTENSION on Appellant by depositing same in the U.S. Mail, postage prepaid, addressed as follows:

**Ronnie Mitchell, 217691  
McCormick Correctional Institution  
386 Redemption Way  
McCormick, SC 29899**

  
Chandra Young

SWORN TO before me this  
31st day of July, 2013.

  
Notary Public for South Carolina

My Commission Expires: 5/11/2014

**RECEIVED**  
JUL 31 2013  
SC Court of Appeals



ALAN WILSON  
ATTORNEY GENERAL

July 31, 2013

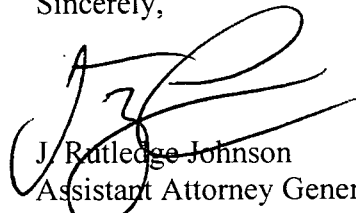
The Honorable Jenny Abbott Kitchings  
Clerk of the South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

Re: Ronnie Mitchell v. The State  
Appellate Case No. 2012/212180

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of the Petition to Relax Rule 208(a)(2), SCACR, and Request for Extension for filing in your office.

Sincerely,



J. Rutledge Johnson  
Assistant Attorney General  
S.C. Bar No. 78871

JRJ/  
cc: Ronnie Mitchell, 217691

RECEIVED

JUL 31 2013

SC Court of Appeals