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Jun 26 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Lexington County

Honorable Debra R. McCaslin, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

ROBERT B. NEELEY,

APPELLANT

Appellate Case No. 2023-001259

PETITION TO SUBMIT
AMENDED INITIAL BRIEF OF APPELLANT

Pursuant to Rule 240, SCACR, the undersigned counsel would petition to relax Rule 209, SCARC, for leave to submit an Amended Initial Brief of Appellant in the above titled case on appeal. In support of this petition, counsel would present the following facts.

1.) The Initial Brief of Appellant and Designation of Matter to be included in the Record on Appeal were filed with this Court on June 25, 2024.

2.) The undersigned counsel has discovered a section of his argument was accidentally left out of the filed Initial Brief of Appellant. The aforementioned section has been added to the brief.

3.) Attorney for the State, Mark R. Farthing, Esq., has graciously consented to the request to file an Amended Initial Brief of Appellant.

WHEREFORE, the undersigned counsel would request that this Court grant this petition to submit the attached Amended Initial Brief of Appellant in the case.



Breen Richard Stevens
Appellate Defender
ATTORNEY FOR APPELLANT

June 26, 2024

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CERTIFICATE OF SERVICE

Pursuant to Rule 262(a)(3) and Rule 262(c)(3), SCACR, the undersigned hereby certifies a true copy of the Petition to Submit an Amended Initial Brief of Appellant has been served upon Mark R. Farthing, Esquire, at the primary e-mail address listed in the Attorney Information System (AIS), this 26th day of June, 2024.



Breen Richard Stevens
Appellate Defender

ATTORNEY FOR APPELLANT

From: [Leverett, Scott](#)
To: [SC - FARTHING MARK](#)
Cc: [SC - COLLINS CAROLINE](#); [Stevens, Breen](#)
Subject: Robert B. Neeley - Amended Initial Brief of Appellant - Appellate Case No. 2023-001259
Date: Wednesday, June 26, 2024 4:44:00 PM
Attachments: [Robert B. Neeley - Petition to file Amended Initial Brief of Appellant - Appellate Case No. 2023-001259.pdf](#)
[Robert B. Neeley - Amended Initial Brief of Appellant - Appellate Case No. 2023-001259.pdf](#)

Dear Mr. Farthing,

Attached please find a copy of the Amended Initial Brief of Appellant and Petition to amend the Initial Brief in the above referenced case that is being filed today with the Court of Appeals.

-Scott Leverett
Admin. Asst. for Breen Stevens
Appellate Defense