

RECEIVED

Dec 16 2024

SC Court of Appeals

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM BEAUFORT COUNTY
In the Court of Common Pleas
Marvin H. Dukes, III, Circuit Court Judge

Ticket No. 2023-01-901-72065
Intermediate Appellate Case No. 2023-CP-07-01829

Appellate Case No. 2024-000929

BENJAMIN J. HAYS,.....APPELLANT,

v.

STATE OF SOUTH CAROLINA,.....RESPONDENT

**APPELLANT’S MOTION TO ALLOW MORE TIME FOR SERVICE OF HIS
REPLY BRIEF AND RECORD ON APPEAL**

Appellant, by and through undersigned counsel, hereby motions the court for an order permitting him to file his Reply Brief by January 2, 2025 and Record on Appeal 30 days thereafter. Appellant’s Reply Brief is due today. Due to Appellant Counsel’s hearing and trial schedule, combined with travel for the Thanksgiving holiday, he has been unable to finalize his Reply Brief and seeks extension for same.

Prior to motioning the Court, I attempted to confer with Respondent’s counsel’s office and was unable to confirm his position regarding this request.

Wherefore, Appellant respectfully requests that this Court grant his motion and allow service and filing of Appellant’s Reply Brief as requested herein above, and that the deadlines be stayed pending the Court’s ruling on this motion.

December 16, 2024

/s/ William Hammett
William S. Hammett, III, (SC Bar #100627)
Cobb Hammett, LLC
516 E Main St.
Spartanburg, SC 29302
(P) 843-936-6680
(Cell) 864-426-8293
whammett@cobbhammett.com

Attorney for Appellant

Other Counsel of Record:

J. BENJAMIN APLIN,
Assistant Attorney General
South Carolina Attorney General's Office
Criminal Appeals
Office 803-734-3372
baplin@scag.gov
P.O. Box 11549
Columbia, SC 29211

RECEIVED

Dec 16 2024

SC Court of Appeals

**STATE OF SOUTH CAROLINA
In The Court of Appeals**

**APPEAL FROM BEAUFORT COUNTY
In the Court of Common Pleas
Marvin H. Dukes, III, Circuit Court Judge**

**Ticket No. 2023-01-901-72065
Intermediate Appellate Case No. 2023-CP-07-01829**

Appellate Case No. 2024-000929

BENJAMIN J. HAYS,.....APPELLANT,

v.

STATE OF SOUTH CAROLINA,.....RESPONDENT

PROOF OF SERVICE

I certify that on December 16, 2024, I served the below document(s) by emailing same to all attorneys of record along with their various support staff:

<CCollins@scag.gov>; marycjones297@gmail.com; bkziel@charlestonlaw.edu; mfarthing@scag.gov; mjlempe@scsolicitor14.org; brian.kiel@bcgov.net; Geri Lynn Murray <gmurray@cobbhammett.com>; Counsel for Respondent is emailed at counsel's primary email address as listed on the Attorney Information System (AIS).

A check for the \$50.00 Filing Fee will be mailed today.

Documents Served:

- 1. APPELLANT'S MOTION TO ALLOW MORE TIME FOR SERVICE OF HIS**
- 2. REPLY BRIEF AND RECORD ON APPEAL**
- 3. Proof of Service**

December 16, 2024

**/s/ William Hammett
William S. Hammett, III, (SC Bar #100627)**

William S. Hammett, III-SC Bar 100627
Cobb, Hammett, & Andrews, LLC
222 W. Coleman Blvd.
Mt. Pleasant, South Carolina 29464
(864) 426-8293 (mobile)
(843) 936-6680 (office)
whammett@cobbhammett.com

SUMMERVILLE
HILTON HEAD



MT. PLEASANT
SPARTANBURG

December 16, 2024

Attorney William S Hammett, III, Esq.
Cobb, Hammett & Andrews, LLC
222 W. Coleman Blvd
Mt Pleasant, SC 29464

RECEIVED

Dec 16 2024

SC Court of Appeals

Re: **NOTICE of Motion and Motion to Allow More Time for Service of Appellant's Reply Brief and Record on Appeal**

Ticket No. 2023-01-901-72065
Intermediate Appellate Case No. 2023-CP-07-01829

Appellate Case No. 2024-000929
Benjamin Hays v. State of South Carolina

Enclosed, please find, a check in the amount of **\$50.00** in satisfaction of the filing fee for the **Motion to Allow More Time for Service of Appellant's Reply Brief and Record on Appeal** in the above-captioned case, filed December 16, 2024.

Please do not hesitate to call should there be any issues or questions.

Thank you,

Karen A. Forman, MSW, JD
for Attorney William S. Hammett, Esq
Cobb, Hammett & Andrews, LLC
222 W. Coleman Blvd.
Mt. Pleasant, South Carolina 29464

(P) 843-936-6680 General
(P) 843-352-2649 Direct
(C) 864-426-98293 WSH Cell

COBBHAMMETT.COM

(843) 936-6680 • 222 WEST COLEMAN BLVD. • MT. PLEASANT, SC 29464