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Attorney at Law

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RECEIVED

September 23, 2013

SEP 25 2013

Hon. Daniel E. Shearouse
Clerk of Court
South Carolina Supreme Court
P.O. Box 11330
Columbia, SC 29211

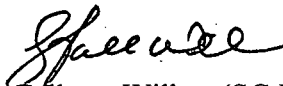
S.C. SUPREME COURT

Re: Harold Anthony Trout v. State of South Carolina
Case No.: 2011-CP-23-04926

Dear Mr. Shearouse,

I am representing Mr. Trout in an appeal from an Order of Dismissal in the above Post Conviction Relief case. The present deadline to serve and file the Petition and White v. State Brief appears to be Thursday, September 26, 2013. Despite my best efforts, I have not completed all that needs to be done to serve and file the Petition, Brief and Appendix in this case. As close as I am, it is apparent that I will not meet the present deadline. I am presently waiting on the Clerk of the State Grand Jury to provide copies of all 99 exhibits so that I can complete the Appendix. I am therefore in need of additional time in which to serve and file the Petition, Appendix and Brief in this case. I have enclosed a motion for an extension of time in which to do so.

Respectfully submitted,



J. Falkner Wilkes (SC Bar #12893)
114 Whitsett Street
Greenville, SC 29601
(864) 282-1292
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Counsel for Appellant

c.
Karen Ratigan, Assistant Attorney General
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211
Attorney for Respondent

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

RECEIVED

APPEAL FROM GREENVILLE COUNTY
COMMON PLEAS COURT
W. Jeffrey Young, Circuit Court Judge

SEP 25 2013

S.C. SUPREME COURT

Case No. 2011-CP-23-04926

Harold Anthony Trout, Appellant/Petitioner,
v.
State of South Carolina, Respondent.

MOTION

Harold Anthony Trout hereby moves for an extension of time in which to serve and file his Petition for Writ of Certiorari, Brief pursuant to White v. State, and Appendix based on the following:

The transcript in this case is seven hundred and twenty-five pages long. There are ninety-nine exhibits. The circuit court granted a belated appeal pursuant to White v. State but denied all other relief sought by Appellant. The denial of other relief presented issues which required research and briefing for inclusion in Appellant's Petition. The grant of a belated appeal has required extensive research and briefing of appellate issues by way of a Brief pursuant to White v. State. The case involves numerous complex issues, including a challenge to the constitutionality of the statute under which Trout was charged and convicted.

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

APPEAL FROM GREENVILLE COUNTY
COMMON PLEAS COURT
W. Jeffrey Young, Circuit Court Judge

Case No. 2011-CP-23-04926

Harold Anthony Trout, Appellant/Petitioner,
v.
State of South Carolina, Respondent.

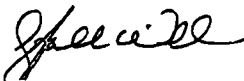
CERTIFICATE

I certify that on September 23, 2013, I served the Appellant/Petitioner's Motion on the Respondent by placing a copy of same in the United States Mail, first class postage prepaid, addressed to counsel of record and others as indicated below:

Karen Ratigan, Assistant Attorney General
Office of the Attorney General
P.O. Box 11549
Columbia, SC 29211

Daniel E. Shearouse, Clerk
South Carolina Supreme Court
P.O. Box 11330
Columbia, SC 29211

Respectfully submitted,



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Counsel for Appellant

September 23, 2013.


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