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S.C. SUPREME COURT

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM SUMTER COUNTY
Court of General Sessions

The Honorable R. Kirk Griffin, Circuit Court Judge, Third Judicial Circuit

Case No.: 2025-000277

Rodney R. Green #335829Respondent

V.

State of South Carolina.....Appellant

NOTICE OF MOTION AND MOTION TO FILE NOTICE OF APPEAL OUT OF TIME

TO: THE HONORABLE PATRICIA A. HOWARD CLERK OF COURT:

YOU WILL PLEASE TAKE NOTICE that Willie H. Brunson, Esquire, counsel for the Respondent, will move before this Honorable Court as soon as this matter can be heard for an Order to file the notice of appeal out of time in the above matter.

The Court is advised that the Respondent, Rodney R. Green appeals his PCR ruling. The dismissal was imposed by the Honorable R. Kirk Griffin on March 20, 2024. This appeal is taken from the order of the Honorable R. Kirk Griffin, on March 20, 2024, which denied Respondent’s application for post-conviction relief and new trial. A copy of this Order was mailed to the Respondent on March 22, 2024. Willie H. Brunson, Esquire filed the Notice Of Appeal with the Sumter County Clerk’s Office

on April 16, 2024; however the notice was not filed with this Court. Willie H. Brunson, Esquire was advised that Respondent would retain counsel to file the appeal. Respondent didn't retain counsel and this appeal was never filed. This failure to file was a mistake through miscommunication and we are now petitioning the Court to allow the Respondent to file the Notice of Appeal out of time.



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Sumter, South Carolina
March 7, 2025