

9022

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
OCT 09 2013
SC Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Court of General Sessions

J. Michael Baxley, Circuit Court Judge

Case No. 2013-000148

The State of South Carolina,.....Appellant,

v.

Graham Franklin Douglas,.....Respondent.

MOTION FOR EXTENSION OF TIME

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned attorney, counsel for Respondent Graham Franklin Douglas moves for an extension of the deadline for serving and filing the respondent's initial brief and designation of matter to be included in the record on appeal. These documents were due originally to be filed by respondents on October 10, 2013. This is the first request for an extension filed by Respondent.

At present, counsel is under an unusually heavy trial and appeal schedule, and will be unable to complete these documents by the October 10 deadline. Accordingly, counsel respectfully moves for a thirty-day extension in which to file the appellant's initial brief and designation of matter, to November 9, 2013.

Donald J. Zelenka, Senior Assistant Deputy Attorney General with the South Carolina Attorney General's Office has been contacted and indicates that he does not object to this extension request.

Respectfully submitted,



S. Jahue Moore
M. Brooks Biediger
Moore, Taylor & Thomas, P.A.
P.O. Box 5709
West Columbia, South Carolina 29171
Telephone: 803-796-9160

Attorneys for Respondent Graham Douglas

West Columbia, South Carolina

October 9, 2013.

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED
OCT 09 2013
S.C. Court of Appeals

APPEAL FROM CHESTERFIELD COUNTY
Court of General Sessions

J. Michael Baxley, Circuit Court Judge

Case No. 2013-000148

The State of South Carolina,.....Appellant,

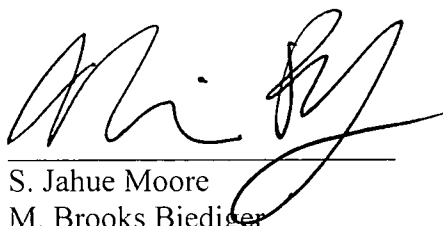
v.

Graham Franklin Douglas,.....Respondent.

PROOF OF SERVICE

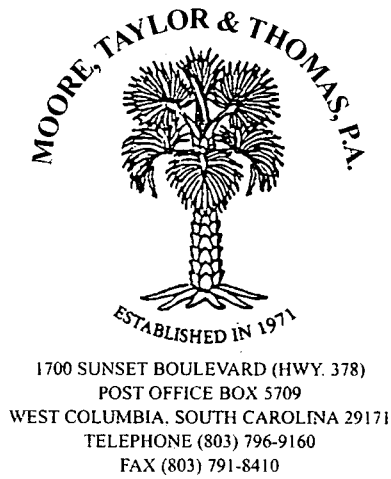
I certify that I served the Motion for Extension, by mail, postage prepaid, to Appellant's counsel on October 9, 2013 to:

Alphonso Simon, Jr., Esquire
Senior Assistant Deputy Attorney General
South Carolina Attorney General's Office
P.O. Box 11549
Columbia, S.C. 29211
Telephone: 803-734-3601



S. Jahue Moore
M. Brooks Biediger
Moore, Taylor & Thomas, P.A.
P.O. Box 5709
West Columbia, South Carolina 29171
Telephone: 803-796-9160
Attorneys for Respondent Graham Douglas

S. JAHUE MOORE
J. MARK TAYLOR*
DAVID L. THOMAS†
C. VANCE STRICKLIN, JR.
JAMES EDWARD BRADLEY
SHEILA McNAIR ROBINSON
ROBERT D. HAZEL
CHRISTIAN G. SPRADLEY††
C. DAVID SAWYER, JR.††
WILLIAM H. EDWARDS
STANLEY L. MYERS
JANE H. DOWNEY**
S. JAHUE MOORE, JR.
JOHN C. BRADLEY, JR.



MELISSA K. MOORE
WILLIAM B. FORTINO
R. NICHOLS "NICK" RILEY, JR.
M. BROOKS BIEDIGER
AMBER L. FULMER
SARAH TAYLOR CASSIDY
MARGARET "MEG" HAZEL

RETIRED:
BILLY C. COLEMAN††

††SALUDA OFFICE:
(864) 445-4544 OR (866) 604-4544
†GREENVILLE OFFICE:
(864) 271-6371

October 9, 2013

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

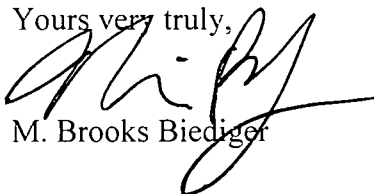
RECEIVED
OCT 09 2013
SC Court of Appeals

RE: State vs. Graham Franklin Douglas
Appellate Case No. 2013-000148

Dear Ms. Kitchings:

The Respondent's Initial Brief and Designation of Matter to be Included in the Record on Appeal is due to be served and filed on October 10, 2013. Because of an unusually heavy workload, I respectfully request a thirty-day extension of this deadline, to November 9, 2013. Enclosed is a check for the \$25 filing fee required with this request.

I am enclosing the original and six copies of our Motion for an Extension. I have spoken with Donald J. Zelenka with the Attorney General's Office and he does not object to our request.

Yours very truly,

M. Brooks Biediger

MBB
Enclosures
cc: Alphonso Simon, Jr., Esquire (w/ copy of encl.)