

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Berkeley County
Honorable Kristi Lea Harrington, Circuit Court Judge

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NOV 04 2013

SC Court of Appeals

THE STATE.

RESPONDENT,

vs.

MICHAEL C. ANDES,

APPELLANT.

**PETITION FOR EXTENSION OF TIME TO SERVE AND FILE THE INITIAL
BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be filed and served today, November 4, 2013, pursuant to two previous extensions granted by the Court.

II.

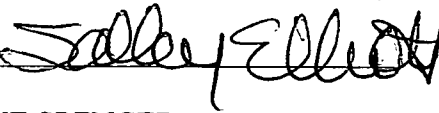
However, due to my current workload, including preparation for oral argument in Wilds v State, preparation of a proposed PCR order, and preparation as a witness in an executive hearing, I am unable to complete this Brief on time. Therefore, I am requesting a thirty day extension.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

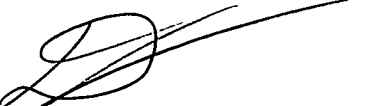
Respectfully submitted,

ALAN WILSON
Attorney General

SALLEY W. ELLIOTT
Senior Assistant Deputy Attorney General

BY: 

DAVE SPENCER
Senior Assistant Attorney General

BY: 
Dave Spencer

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

November 4, 2013

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Berkeley County
Honorable Kristi Lea Harrington, Circuit Court Judge

THE STATE.

Respondent,

vs.

MICHAEL C. ANDES,

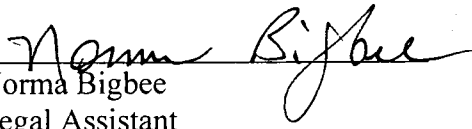
Appellant.

PROOF OF SERVICE

I, Norma Bigbee certify that I have served the Petition for Extension of Time to Serve and File the Initial Brief of Respondent and Designation of Matter on appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record, Benjamin J. Tripp, Esquire, South Carolina Commission on Indigent Defense, Division of Appellate Defense, P.O. Box 11589, Columbia, SC 29211.

I further certify that all parties required by Rule to be served have been served.

This 4th day of November, 2013.


Norma Bigbee
Legal Assistant

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

November 4, 2013

VIA HAND DELIVERY

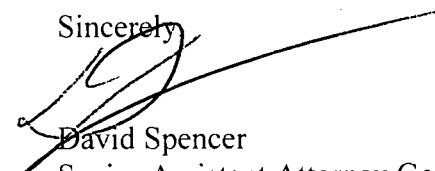
The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RE: State v. Michael C. Andes
Appellate Case No: 2011-204706

Dear Ms. Kitchings:

Enclosed please find the Original of the Petition for Extension of Time in which to Serve and File the Initial Brief of Respondent and Designation of Matter in the above case.

Sincerely,



David Spencer
Senior Assistant Attorney General
Bar No: 68571

DS/nb

Enclosures

cc: Benjamin J. Tripp, Esquire (2 copies)
Ms. Trisha Allen

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