

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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APPEAL FROM MARLBORO COUNTY  
Court of General Sessions

Edward B. Cottingham, *Circuit Judge*

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Appeal No. 2012-213461

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STATE OF SOUTH CAROLINA,

*Plaintiff-Appellee,*

vs.

TYRONE J. KING,

*Defendant-Appellant.*

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**Defendant-Appellant Tyrone J. King's First Motion for Time**

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COMES NOW Defendant-Appellant Tyrone J. King, and pursuant to Rule 263(b), SCAR, would respectfully show this Court as follows:

1. On September 13, 2012, Mr. King was sentenced to life imprisonment for murder. He also received a consecutive sentence of five years each for possession of a firearm during a violent crime and for pointing a pistol. He was sentenced to thirty days, time served, for assault in the third degree.

2. Mr. King is currently incarcerated pursuant to the judgments of conviction.

3. On September 19, 2013, Howard Anderson was appointed to represent Mr. King pursuant to the Appellate Practice Project.

4. In the Court's appointment order, this Court set December 2, 2013, as the due date for Mr. King's initial brief.

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5. Undersigned counsel has reviewed the transcript and has identified potentially viable issues on appeal.

6. Undersigned counsel respectfully requests, however, that the due date for Mr. King's initial brief be extended by 30 days, to and including January 2, 2014, for the following reasons:

- Counsel has discovered that one transcript from a pretrial hearing (a hearing on a motion for continuance) was ordered but not prepared. Appellate Defense has contacted the assigned court reporter, and the transcript will be expedited.
- Counsel will be travelling internationally from November 6-12, 2013.
- Appellate Defense requires that undersigned counsel deliver the initial brief to Appellate Defense for processing one week before the formal due date.
- Undersigned counsel's practice on appeal is to provide the client with a draft copy of the brief prior to filing, for review and comment, so that the client can meaningfully participate in his defense.
- Given the incomplete transcript, counsel's travel, and the internal deadline from Appellate Defense, counsel cannot, even with reasonable diligence, meet the current filing deadline.

7. This is Mr. King's first request for extension of time.

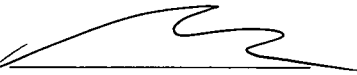
8. Undersigned counsel has conferred with the Office of the Attorney General, which has no objection to the relief requested.

WHEREFORE, Mr. King prays that this Court will extend the deadline for his initial brief by 30 days, to and including January 2, 2014.

Dated: November 5, 2013, at Clemson, South Carolina.

Respectfully submitted,

TYRONE J. KING

By:   
Howard W. Anderson III

Robert M. Dudek  
DIVISION OF APPELLATE DEFENSE  
PO Box 11433  
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-and-

Howard W. Anderson III  
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*Appointed Pursuant to the Appellate Practice Project*

CERTIFICATE OF SERVICE

I hereby certify that I served the foregoing paper by first-class mail, proper postage prepaid, this 5th day of November 2013, on the following parties:

Hon. Alan M. Wilson  
c/o Don Zelenka  
Office of the Attorney General  
P.O. Box 11549  
Columbia, S.C. 29211



Howard W. Anderson III

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