

J. FALKNER WILKES

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August 22, 2013

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

RECEIVED

AUG 26 2013


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 Monday, August 26, 2013. Due to the size of the record and issues involved, as well as my need to begin to prepare for trials which I have next week, I am in need of additional time in which to serve and file the Petition, Appendix and Brief in this case. I am therefore enclosing a motion for an extension of time in which to do so.

Respectfully submitted,



J. Falkner Wilkes (SC Bar #12893)
114 Whitsett Street
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(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

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AUG 26 2013

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

S.C. Supreme Court

Case No. 2011-CP-23-04926

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

MOTION

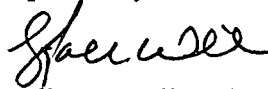
Harold Anthony Trout hereby moves for an extension of time in which to serve and file his Petition for Writ of Certiorari, and his Brief pursuant to White v. State, based on the following:

The record in this case involves a transcript of seven hundred and twenty-five pages and ninety-nine exhibits. The circuit court granted a belated appeal pursuant to White v. State but denied all other relief sought by Applicant. The denial of other relief presents issues which will require research and briefing for inclusion in Appellant's Petition. The grant of a belated appeal will require research and briefing of appellate issues by way of Brief pursuant to White v. State. The case involves numerous complex issues, at least one or more of which may be novel. These issues involve important statutory or constitutional rights.

Due to the complexity of the issues and the size of the record counsel requires additional time to serve and file his Petition and Brief in this case. Wherefore, Harold Anthony Trout hereby moves for an additional thirty days in which to serve and file his Petition, Brief and other related documents in this case. Appellant further moves the time be stayed pending a decision of the Court on this Motion.

I certify that the Appellant's request for an extension of time is necessary and not intended to cause undue delay.

Respectfully submitted,



J. Falkner Wilkes (SC Bar #12893)
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Counsel for Appellant/Petitioner

August 22, 2013.

THE STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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

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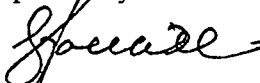
CERTIFICATE

I certify that on August 22, 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, and by facsimile:

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

August 22, 2013.