

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM WILLIAMSBURG COUNTY
William Jeffrey Young, Circuit Court Judge

The State of South Carolina Respondent

v.

Marc Anthony Palmer Appellant

**APPELLANT'S MOTION FOR AN EXTENSION
OF TIME TO FILE INITIAL BRIEF AND DESIGNATION OF MATTER**

Now comes the appellant, by and through his undersigned counsel, and hereby moves this Honorable Court for a 60-day extension to file his initial brief and designation of matter. In support of this Motion, the appellant states as follows:

1. This case involves a jury trial in which the appellant was found guilty of murder and the possession of a weapon during a violent crime.
2. The appellant's initial brief and designation of matter is currently due on December 2, 2013. This deadline has not been previously extended.
3. Counsel was informed by the appellant that he believed the transcripts from the trial court proceedings contained numerous errors.
4. On November 7, 2013, counsel filed a Motion to Release Tapes, requesting that the Court Reporters' tapes be released to the undersigned because of the errors that are detailed in the Motion. These errors would directly impact at least one of the appellant's issues on appeal.

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5. The Respondent opposed the tapes being released to the undersigned, but offered various alternatives. (*See* Respondent's Return, November 15, 2013). One of these alternatives was to transfer the tapes to the South Carolina Court Administration for its independent review.

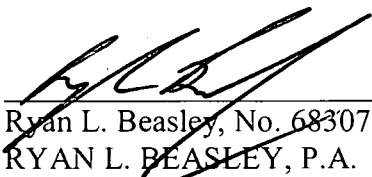
6. As stated in the appellant's Reply filed November 20, 2013, the undersigned would not object to the tapes being transferred to the South Carolina Court Administration for its independent review.

7. The appellant's Motion is currently pending before the Court.

8. Counsel anticipates that if the Court permits the tapes to be transferred to the South Carolina Court Administration for its independent review, it will take well beyond the December 2, 2013 deadline for them to review the tapes and correct any errors. This would be especially true given that the holidays are approaching.

9. Counsel believes that a 60-day extension is warranted and there is good cause to seek the extension.

Respectfully Submitted,



Ryan L. Beasley, No. 68307
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Greenville, SC 29601
(864) 679-7777
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November 21, 2013

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM WILLIAMSBURG COUNTY
William Jeffrey Young, Circuit Court Judge

The State of South Carolina Respondent

v.

Marc Anthony Palmer Appellant

PROOF OF SERVICE

I certify that I have served a Motion for Extension of Time to File Initial Brief and Designation of Matter on the following parties by depositing a copy of the same in the United States Mail, postage prepaid, on November 22, 2013, addressed as follows:

*The Honorable Jenny Abbott Kitchings
Clerk of Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211*

*Sharon W. Stagers, Clerk of Court
125 West Main Street
Kingstree, SC 29556*

*Robert M. Dudek, Chief Appellate Defender
Division of Appellate Defense
1330 Lady Street, Suite 401
Columbia, SC 29201*

*Donald J. Zelenka
Office of the Attorney General
Rembert Dennis Building
1000 Assembly Street, Room 519
Columbia, SC 29201*

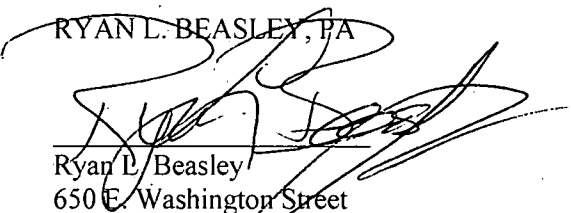
*Marc Palmer, # 354634
Perry Correctional Institute, Q3A-107
430 Oaklawn Road
Pelzer, SC 29669*

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SC Court of Appeals

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November 22, 2013

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November 22, 2013

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

Re: State of South Carolina, Respondent v. Marc Anthony Palmer, Appellant
Appellate Case No.: 2013-000700

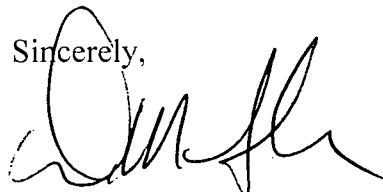
Dear Ms. Kitchings:

Please find enclosed for filing the original and six (6) copies of our Motion for Extension of Time to File Initial Brief and Designation of Matter in the above referenced matter. Also enclosed are a Certificate of Service for filing and an envelope for your use in returning filed copies to us.

By copy of this letter to Donald J. Zelenka, Senior Assistant Deputy Attorney General, and Robert M. Dudek, Chief Attorney, Division of Appellate Defense, I am hereby serving them with a copy of the same.

Thank you for your assistance. If you have any questions, please do not hesitate to call.

Sincerely,



Denise M. Allen
Paralegal to Ryan L. Beasley

/da
enclosure

cc: Sharon W. Stagger, Clerk of Court, Williamsburg County
Robert M. Dudek
Donald J. Zelenka
Mr. Marc Anthony Palmer

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SC Court of Appeals