

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Letitia H. Verdin, Circuit Court Judge

Appellate Case No. 2012-213478

Brian Keith Byrd Appellant,

v.

The State Respondent,

MOTION FOR EXTENSION OF TIME

K. Jay Anthony
PO Box 10285
Greenville, South Carolina 29603
(864) 232-9330
Attorney for Appellant

Salley W. Elliott
Rembert Dennis Building
1000 Assembly Street
Columbia, SC 29201
Attorney for Respondent

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NOV 27 2013


SC Court of Appeals

The Appellant, pursuant to Rule 263(b) of the South Carolina Rules of Appellate Procedure, respectfully moves for an extension until December 16, 2013, to file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal. Appellant's

AIB 4th

Initial Brief and Designation of Matter are currently due December 2, 2013. Said Motion is based upon counsel's caseload and upcoming deadlines.

MITCHELL LAW FIRM, LLC



K. Jay Anthony
Attorney for Appellant
Post Office Box 10285, FS
Greenville, South Carolina 29603
(864) 232-9330

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Brian Keith Byrd Appellant,

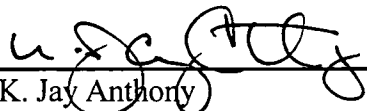
v.

The State Respondent,

PROOF OF SERVICE

I hereby certify that I have served a copy of the Motion for Extension by depositing it in the United States mail, postage prepaid on November 26, 2013, addressed to Respondent's attorney of record, Salley W. Elliott, Esquire, ASSISTANT ATTORNEY GENERAL, Rembert Dennis Building, 1000 Assembly Street, Columbia, South Carolina 29201.

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SC Court of Appeals

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DANA C. MITCHELL, III
K. JAY ANTHONY

CAPERS BOUTON
(1950-1988)

November 26, 2013

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
1015 Sumter Street
Columbia, SC 29201

Re: *The State, Respondent, v. Brian Keith Byrd, Appellant*
Appellate Case No.: 2012-213478

Dear Ms. Kitchings:

Enclosed are an original and 8 copies of Appellant's Motion for Extension, as well as a Proof of Service. I understand that, pursuant to Rule 240(d), SCACR, no filing is required in criminal cases, but please let me know if that is not the case. I would appreciate your filing the enclosed documents and return a time-stamped copy of each to me in the enclosed self-addressed stamped envelope.

Thank you for your assistance.

With kind regards, I remain

Sincerely,

MITCHELL LAW FIRM, LLC



K. Jay Anthony

KJA/jsg

Enclosure: 1. Motion for Extension of Time (x8)
2. Proof of Service (x8)
3. Return Envelope

cc: Robert Michael Dudek, Esq.
Salley W. Elliott, Esq.

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