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SC Court of Appeals

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Bamberg County
The Honorable Martha Rivers, Circuit Court Judge
The Honorable Walton J. McLeod, IV, Circuit Court Judge

THE STATE,

RESPONDENT,

v.

KURTINO DAMON WEATHERSBEE,

APPELLANT.

Appellate Case No. 2025-000246

MOTION TO FILE INITIAL BRIEF OF RESPONDENT OUT OF TIME

Respondent, the State, moves this Court to accept the Initial Brief of Respondent in this case as filed out of time:

1. Respondent's Initial Brief was due to be served on Friday, July 31, 2026. Counsel for Respondent was unable to complete the brief on time because of other responsibilities and the need to rework an argument to fully respond to Appellant's arguments.
2. Respondent has prepared the Initial Brief of Respondent and is conditionally filing same with this motion for acceptance and filing if this Court grants this motion.

WHEREFORE, undersigned counsel for Respondent requests the Court accept the Initial Brief of Respondent as filed and served out of time in this case.

Respectfully submitted,

s/ R. Brandon Larrabee
R. Brandon Larrabee
Assistant Attorney General
S.C. Bar # 104865
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305
ATTORNEY FOR RESPONDENT

This 3rd day of August, 2026.

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PROOF OF SERVICE

I, R. Brandon Larrabee, of counsel for the Respondent, hereby certify that I have served the Motion to File Out of Time the Initial Brief of Respondent, on Appellant's counsel, Jessica M. Saxon, Esquire, via email today, August 3, 2026, to jsaxon@sccid.sc.gov, and to her assistant at kwarren@sccid.sc.gov.

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

This 3rd day of August, 2026.

s/ R. Brandon Larrabee
R. BRANDON LARRABEE
Assistant Attorney General
S.C. Bar # 104865
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT