

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Howard P. King, Circuit Court Judge

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JAN 17 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

WAYNE J. CURRY,

APPELLANT

APPELLATE CASE NO. 2012-213370

MOTION TO ACCEPT THE RECORD
ON APPEAL AS FILED OUT OF TIME

Counsel for Wayne J. Curry kindly request this Court accept the Record on Appeal in this case as filed out of time. In support of this motion, counsel shows:

1. The Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal was filed and served on November 27, 2013.
2. The Record on Appeal was due to be served and filed on December 30, 2013. However, through administrative error this date was inadvertently miscalendared. We are taking precautions for this not to happen in the future. The Record on Appeal is being filed and served today, January 17, 2014.
3. Counsel for the Attorney General's office consents to this request as shown by signature below.

WHEREFORE, counsel kindly requests the Court allow leave in which to accept the Record on Appeal in this case as filed and served out of time.

Susan B. Hackett
Susan B. Hackett
Appellate Defender

ATTORNEY FOR APPELLANT

This 17th day of January 2014.

I consent:

Julie Kate Keeney
Julie Kate Keeney, Esquire