

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Court of General Sessions

Honorable John C. Hayes, III, Circuit Court Judge

Trial Court Case No. 2012GS4603890

Appellate Case No. 2013-000684

The State of South Carolina,

Respondent,

v.

Kairon Brenton Maldonado,

Appellant.

MOTION FOR SECOND EXTENSION WITHIN WHICH TO
PREPARE, SERVE AND FILE INITIAL BRIEF OF RESPONDENT

ALAN MCCRORY WILSON
Attorney General

Other Counsel of Record:

REBECCA K. KINDAHL, Esquire

Katten Muchin Rosenman LLP
550 South Tryon Street, Suite 2900
Charlotte, North Carolina 28202
(704) 344-3141

ROBERT M. DUDEK
Chief Appellate Defender
rdudek@sccid.sc.gov

S.C. Comm'n on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, South Carolina 29211
(803) 734-1330

ATTORNEYS FOR APPELLANT

AMIE L. CLIFFORD
Special Assistant Attorney General
aclifford@cpc.sc.gov
S.C. Bar No. 1285

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727

KEVIN S. BRACKETT
Solicitor, Sixteenth Judicial Circuit

1675-1A York Highway
Moss Judicial Center
York, South Carolina 29745
(803) 628-3020

ATTORNEYS FOR RESPONDENT

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FEB 18 2014

SC Court of Appeals

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Pursuant to Rule 263, SCACR, the undersigned counsel respectfully asks this Court for an extension of time within which to prepare, serve, and file the Initial Brief of Respondent. In support of this request, the undersigned counsel states as follows.

I.

On January 14, 2014, the undersigned counsel requested an extension to complete the brief in this case. That initial extension request was granted by the Court and the Initial Brief of Respondent of the State of South Carolina in this matter is due to be served upon other counsel and filed with the Court today, Tuesday, February 18, 2014.

II.

This case involves allegations of error in the admission of identification evidence, exclusion of evidence related to a statement made by Appellant, qualification of an expert, and admission of expert evidence. Each of these allegations requires thorough research and thoughtful analysis.

III.

This request is not made for the purpose of delay or to gain any advantage. Rather, it is based on good cause, to wit: workload; inclement weather over the past 30 days, which prevented normal access to office computers; and home computer and/or Internet issues, which have caused problems with downloading and opening cases and other documents at home.

IV.

The undersigned counsel does not believe that the grant of a second extension will delay the Court's consideration of this matter.

WHEREFORE, for all of the foregoing reasons, the undersigned respectfully requests this Court for a second extension of time within which to serve and file the Initial Brief of Respondent; and for such other and further relief as this Court may deem just and proper.

Respectfully submitted,

ALAN MCCRORY WILSON
Attorney General

AMIE L. CLIFFORD
Special Assistant Attorney General
aclifford@cpc.sc.gov

Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727

KEVIN S. BRACKETT
Solicitor, Sixteenth Judicial Circuit

1675-1A York Highway
Moss Judicial Center
York, South Carolina 29745
(803) 628-3020

BY: 
ATTORNEYS FOR RESPONDENT

February 18, 2014

Columbia, South Carolina

THE STATE OF SOUTH CAROLINA
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The State of South Carolina,

Respondent, **SC Court of Appeals**

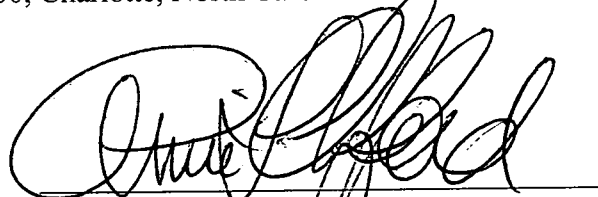
v.

Kairon Brenton Maldonado,

Appellant.

PROOF OF SERVICE

I certify that I have served the Motion for Second Extension within which to Prepare, Serve and File Initial Brief of Respondent on Appellant, Kairon Brenton Maldonado, by depositing one copy of such in the United States Mail, first class postage prepaid, on February 18, 2014, addressed to his attorney of record, Rebecca K. Lindahl, Esquire, Katten Muchin Rosenman LLP, 550 South Tryon Street, Suite 2900, Charlotte, North Carolina 29802.



AMIE L. CLIFFORD
Special Assistant Attorney General
aclifford@cpc.sc.gov
S.C. Bar No. 1285

Post Office Box 11549
Columbia, SC 29211
(803) 734-3727 or 760-3072

February 18, 2014

Columbia, South Carolina



ALAN WILSON
ATTORNEY GENERAL

February 18, 2014

Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
1015 Sumter Street
Columbia, South Carolina 29201

Re: *State v. Kairon Brenton Maldonado*

Dear Ms. Kitchings:

Enclosed for filing, please find the original and six (6) copies of the State's Motion for Second Extension within which to Prepare, Serve and File Initial Brief of Respondent served on Appellant in the above-referenced appeal. I have also enclosed the original Proof of Service indicating service of the Return on today's date.

Thank you for your attention to this matter. If you have any questions, please do not hesitate to contact me.

Sincerely,

Amie L. Clifford
Special Assistant Attorney General
aclifford@cpc.sc.gov
S.C. Bar No. 1285

Enclosures (as stated)

cc: Rebecca K. Lindahl, Esquire, Counsel for Appellant
(with one copy of Motion & one copy of Proof of Service)
Robert M. Dudek, Chief Appellate Defender
(with one copy of Return & one copy of Proof of Service)

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