

 ORIGINAL

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Cherokee County

J. Derham Cole, Circuit Court Judge

RECEIVED

FEB 25 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

JOSEPH DANTE SATTERWHITE,

APPELLANT

APPELLATE CASE NO. 2013-001058

MOTION TO FILE EXTENSION
OUT OF TIME

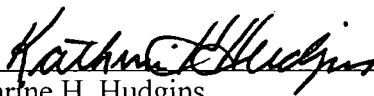
The undersigned counsel respectfully requests the Court allow counsel time to file an extension request to file the initial brief of appellant and designation of matter in the above-referenced case out of time. In support of this motion counsel submits the following:

1. The initial brief of appellant and designation of matter was due on January 27, 2014. This Court granted one previous extension request on December 27, 2013.
2. An extension request was not timely filed on January 27, 2014. The case was mistakenly calendared as being due on January 27, 2013, rather than January 27, 2014. This Court notified counsel that the initial brief of appellant and designation of matter had not been extended and was due on January 27, 2014. Counsel now seeks to file the extension request out

of time. Counsel has corrected the calendaring error and respectfully requests that the next filing date be scheduled for March 26, 2014.

Based upon the above showing, counsel respectfully requests that this Court grant the request and allow counsel to file a thirty day extension for the filing of the initial brief of appellant and designation of matter in the above entitled case out of time.

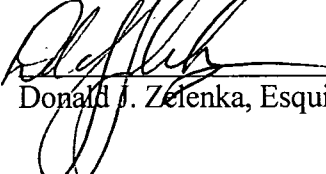
Respectfully submitted,


Kathrine H. Hudgins
Appellate Defender

ATTORNEY FOR APPELLANT

February 25, 2014

I DO NOT OPPOSE:


Donald J. Zelenka, Esquire