

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM OCONEE COUNTY
Court of General Sessions

Rivers Lawton McIntosh, Circuit Court Judge

Appellate Case No.: 2013-001895

RECEIVED

APR 02 2014

SC Court of Appeals

State of South Carolina Respondent

v.

James Richard Bartee, Jr. Appellant

**MOTION FOR EXTENSION
TO FILE THE REPLY TO THE RESPONDENT'S
RETURN TO THE APPELLANT'S MOTION FOR APPEAL BOND**

COMES NOW, Jack B. Swerling, attorney for the Appellant, requesting an extension in which to file the Reply to the Respondent's Return to the Appellant's Motion for Appeal Bond.

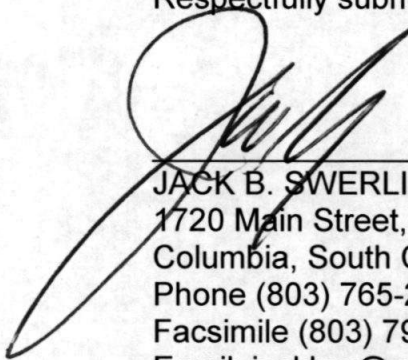
Counsel is awaiting the transcript of the remainder of the trial proceedings which is due to be delivered on April 20, 2014. Counsel previously requested a ten day extension because the transcript was expected to be delivered by March 20, 2014, however, the court reporter was granted an additional 30 day extension. Counsel would respectfully request a thirty (day) extension to file the Reply to the

Respondent's Return to the Appellant's Motion for Appeal Bond, which is currently due on March 31, 2014.

Counsel's paralegal, Kellie A. Switzer, has consulted with Salley W. Elliott, Senior Assistant Deputy Attorney General, and she has no objection and consents to the request by counsel.

WHEREFORE, counsel prays the Court will grant a thirty (30) day extension to file the Reply to the Respondent's Return to the Appellant's Motion for Appeal Bond. This would give a new deadline of April 30, 2014.

Respectfully submitted,



JACK B. SWERLING
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Attorney for Appellant

March 28, 2014
Columbia, South Carolina

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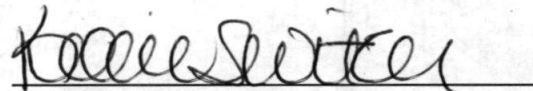
James Richard Barte, Jr. Appellant

PROOF OF SERVICE

I, Kellie A. Switzer, certify that I have served the **Motion for Extension to File the Reply to the Respondent's Return to the Appellant's Motion for Appeal Bond** on the following, by depositing a copy of it in the United States Mail, postage prepaid, on March 28, 2014, addressed to:

Salley W. Elliott, Senior Assistant Deputy Attorney General
Office of the South Carolina Attorney General
Post Office Box 11549
Columbia, South Carolina 29211-1549

March 28, 2014



Kellie A. Switzer
Paralegal to Jack B. Swerling
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*Telephone 803-765-2626
Fax 803-799-4059*

March 28, 2014

The Honorable Tonya Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: State of South Carolina v. James Richard Bartee, Jr.
Appellate Case No.: 2013-001895

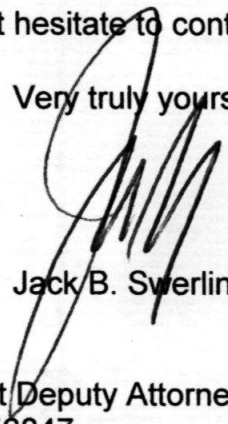
Dear Ms. Kitchings:

Enclosed for filing are the original and six (6) copies of the Motion for Extension to File the Reply to the Respondent's Return to the Appellant's Motion for Appeal Bond, along with the Proof of Service, in the above referenced matter. It would be greatly appreciated if you would clock the extra copy and return it to me in the enclosed envelope.

By copy of this letter, I am serving Salley W. Elliott, Senior Assistant Deputy Attorney General, with a copy of same.

If you have any questions, do not hesitate to contact me.

Very truly yours,


Jack B. Swerling

JBS/kas
Enclosure

cc: Salley W. Elliott, Senior Assistant Deputy Attorney General
James Richard Bartee, Jr. #00356847
Elizabeth Bartee
Kenneth R. Bartee

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