

**RECEIVED**  
JUN 06 2014  
SC Court of Appeals

STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM NEWBERRY COUNTY  
Clifton Newman, Circuit Court Judge

Appellate Case No. 2013-001728

THE STATE, .....RESPONDENT

v.

GARY LANE PREWITT, .....APPELLANT.

\_\_\_\_\_  
**MOTION FOR EXTENSION OF TIME**  
\_\_\_\_\_

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to two previous extension granted by the Court.

II.

Due to completion of the Petition for rehearing in State v. Bennett, the initial briefs for State v. Pou, State v. White, State v. Lott, In re Samuel B, and State v. Mathis, I am unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

SALLEY W. ELLIOTT  
Senior Assistant Deputy Attorney General

BY: 

DAVID SPENCER  
Senior Assistant Attorney General

BY: 

Dave Spencer  
S. C. Bar No: 68571

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR RESPONDENT

June 6, 2014

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**PROOF OF SERVICE**

I, Norma Bigbee, certify that I have served the Motion for Extension of Time on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record, Jarrett S. Calder, Esquire, P.O. Box 3237, Myrtle Beach, SC 29578.

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

This 6<sup>th</sup> day of June, 2014.

  
NORMA BIGBEE  
Legal Assistant

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727



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SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

June 6, 2014

**VIA HAND DELIVERY**

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

RE: State v. Gary Lane Prewitt  
Appellate Case No: 2013-001728

Dear Ms. Kitchings:

Please find the original of the Motion For Extension of Time along with proof of service, in the above-referenced case. By copy of this letter we are serving opposing counsel with this motion.

Sincerely,

David Spencer  
Senior Assistant Attorney General  
S.C. Bar No: 68571

DS/ab  
Enclosures

cc: Jarrett S. Calder, Esquire (2 copies enclosed)  
Ms. Trisha Allen (1 copy enclosed)