

STATE OF SOUTH CAROLINA
In the Court of Appeals

RECEIVED
JUN 06 2014
SC Court of Appeals

Appeal From Horry County
Larry B. Hyman, Circuit Court Judge

Appellate Case No: 2013-000876

THE STATE.

Respondent,

vs.

JOHN HENRY SMITH,

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 a previous extension granted by the Court.

II.

Due to work required in other cases pending before this Court and the South Carolina Supreme Court, 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.

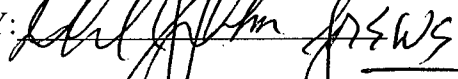
This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

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:  _____

J. BENJAMIN APLIN
Assistant Attorney General

BY:  _____
J. Benjamin Aplin
S. C. Bar No: 8729

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, Angela Bennett, 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 attorneys of record, Kathrine H. Hudgins, Esquire, South Carolina Commission on Indigent Defense, Division of Appellate Defense, P.O. Box 11589, Columbia, SC 29211

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

This 6th day of June, 2014.


ANGELA BENNETT

Administrative Assistant
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3737



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SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

June 6, 2014

Kathrine H. Hudgins, Esquire
South Carolina Commission on Indigent Defense
Division of Appellate Defense
P.O. Box 11589
Columbia, South Carolina 29211

RE: State v. John Henry Smith
Appellate Case No: 2013-000876

Dear Counsel:

Enclosed please find two copies of the Motion for Extension of Time in the above case.

Sincerely,

J. Benjamin Aplin
Assistant Attorney General
S.C. Bar No: 8729

JBA/ab
Enclosures

cc: The Honorable Jenny A. Kitchings
(original and 6 enclosed)
Victim Services