

ORIGINAL

STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY

Kristi Lea Harrington, Circuit Court Judge

RECEIVED

JUN 10 2014

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

KASHAUN BANKS,

APPELLANT

APPELLATE CASE NO. 2013-001036

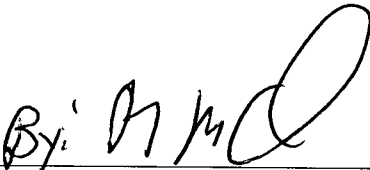
MOTION TO ACCEPT THE RECORD  
ON APPEAL AS FILED OUT OF TIME

Counsel for Kashaun Banks kindly request this Court accept the Record on Appeal in this case as filed out of time. In support of this motion, counsel shows:

1. The Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal were filed on March 14, 2014.
2. The Record on Appeal was due to be served and filed on April 14, 2014. However, through administrative error, The Initial Brief of Respondent and Designation of Matter were served on Appellant's Counsel at the incorrect address. We are taking precautions for this not to happen in the future.
3. Due to the error, Appellant's Counsel was not properly served and did not receive The Initial Brief of Respondent and Designation of Matter until May 28, 2014.

4. The Record on Appeal is being filed and served today, June 10, 2014.
5. Counsel for the Attorney General's office consents to this request as shown by signature below.


WHEREFORE, counsel kindly requests the Court allow leave in which to accept the Record on Appeal in this case as filed and served out of time.

By:   
\_\_\_\_\_  
Blakely Lynn Molitor  
Robert M. Dudek  
Appellate Defenders

ATTORNEYS FOR APPELLANT

This 10<sup>th</sup> day of June 2014.

I consent:

  
\_\_\_\_\_  
Kristin Simons, Esquire