

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

FROM AIKEN COUNTY
THE HONORABLE DOYET A. EARLY
June 24, 2014

Indictment # 2013-GS-02-1916

THE STATE OF SOUTH CAROLINA -- Respondent

VS.

BOBBY L. WOOD, JR. - Appellant

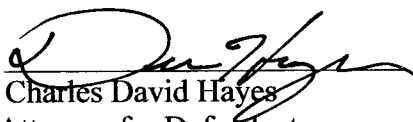
PETITION TO SERVE AND FILE AN APPEAL OUT OF TIME

Bobby L. Wood, Jr. was before the Honorable Doyet A. Early on June 12, 2014 for a guilty plea to the charge of Shoplifting, 3rd or subsequent offense. He received a sentence of 3 years concurrent to a sentence already being served at the South Carolina Department of Corrections. On June 24, 2014, the Aiken County Public Defender's Office received a single page telefax letter dated June 19, 2014 which requested that an appeal be filed. This message was received in the office one day too late to serve and file this appeal timely.

As soon as the attorney received the faxed letter, he calculated the days, realized that this Appeal was one day late and prepared this Petition.

WHEREFORE, the attorney prays that he be allowed to serve and file this appeal one day late.

Respectfully submitted,


Charles David Hayes
Attorney for Defendant

Other Counsel of record is:

David Miller, Deputy Solicitor
2nd Circuit Solicitor's Office
Post Office Box 3368
Aiken, SC 29802

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JUN 26 2014
SC Court of Appeals

State of South Carolina

vs.

Bobby L. Wood, Jr. - Appellant

2013-GS-02-1916

CERTIFICATE OF SERVICE

I, Charles David Hayes, do hereby certify that I have this day served the original of Appellate's Notice to Appeal and Petition to Serve and File an Appeal Out of Time upon the South Carolina Court of Appeals, the South Carolina Commission of Appellate Defense, the Aiken County Clerk of Court of Aiken County and Strom Thurmond, Solicitor, Second Judicial Circuit by depositing a copy in the United States Mail with proper postage affixed.

South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

South Carolina Commission
Of Appellate Defense
Suite 306
1205 Pendleton Street
Columbia, SC 29202

Clerk of Court
Aiken County Judicial Circuit
Post Office Box 583
Aiken, SC 29802

Strom Thurmond
Solicitor
Second Judicial Circuit
Post Office Box 3368
Aiken, SC 29802

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SC Court of Appeals

Dated this 24th day of June 2014



Charles David Hayes
Post Office Drawer 2247
Aiken, SC 29802
803-642-1732

OFFICE OF THE SECOND JUDICIAL CIRCUIT PUBLIC DEFENDER
410 Barnwell Avenue N.W.
Post Office Box 2247
Aiken, South Carolina 29802

June 24, 2014

BY Fax and US Mail

Jennie Abbott Kitchings, Clerk
South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211
Fax No.: (803) 734-1496

re: State v. Bobby L. Wood, Jr.
2013-GS-02-1916

Dear Ms. Kitchings:

Enclosed is a copy of the Petition to Serve and File and Appeal Out of Time and the Notice of Intent to Appeal for the above referenced case.

Please do not hesitate to contact me if there are any questions.

Very truly yours,


Charles David Hayes
Attorney for Defendant

/cdh

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*Second Judicial Circuit
Public Defender
P.O. Box 2247
Aiken, South Carolina 29802*

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