

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal From Greenville County
Honorable G. Edward Welmaker, Circuit Court Judge
Appellate Case Tracking No. 2013-002307

RECEIVED

JUL 23 2014

SC Court of Appeals

The State,

Appellant,

Vs.

Scott Eugene Williams,

Respondent.

**MOTION FOR SECOND EXTENSION
TO SERVE AND FILE INITIAL BRIEF OF APPELLANT**

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

I.

The Initial Brief of Appellant is due to be served and filed on July, 24, 2014.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a second extension in the above

referenced appeal. Due to my current caseload and unforeseen circumstances I am unable to complete Initial Brief of the Respondent on time. I am a solo practitioner, who in the last 60 days has lost the services of a valued employee due to illness. In addition, since filing for my First Extension to Serve and File Initial Brief of Respondent, I have been given notice that my lease on my current office location will not be renewed and that I have 60 days to vacate. I have a contract for the purchase of a building, but I have spent a lot of time these last couple of weeks trying to rectify some issues that may prevent closing on the property. I have also been investigating alternative office locations to rent in the event I am unable to close on the building I have contracted to purchase.

Since my first request for extension, I have prepared for and appeared at two Magistrate/Municipal Court trials, three Magistrate Court general appearances, an administrative probation violation hearing, an Order of Protection Hearing and two South Carolina Department of Social Services Merit Removal hearings in the Greenville County Family Court, three General Sessions appearances, two Implied Consent administrative hearings and a Federal Pre-Sentence Report intake. I am also continuing to prepare for four Magistrate Court trials and a Family Court Contempt action scheduled for the weeks of July 28, 2014 and August 4, 2014.

III.

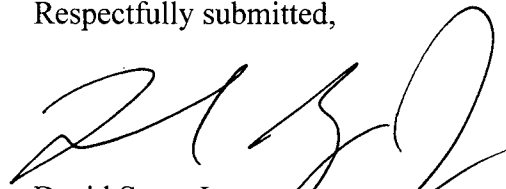
This extension requested is not intended for the purposes of delay, but rather to ensure the Respondent's Brief is properly researched and prepared. I would therefore

request a second extension of time within which to serve and file the Initial Brief of
Appellant.

WHEREFORE, the Respondent prays that the Court hold this matter in abeyance until ruling on this motion and extend the deadline for the filing and service of the Initial Brief of Appellant in this case for 30 days from the date such relief is granted. And for such other and further relief as the Court may deem just and proper.

July 22, 2014

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Seay, Jr.', written in a cursive style.

David Seay, Jr.
Attorney for the Respondent

STATE OF SOUTH CAROLINA

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The State,

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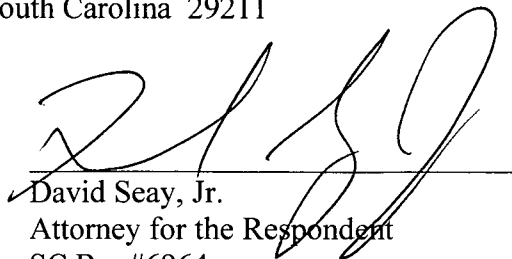
Scott Eugene Williams,

Respondent.

I, the undersigned attorney for the Respondent, do hereby certify the following:

1. That I am David Seay, Jr. of David Seay, Jr., LLC, and I am the attorney for the Respondent in the above captioned matter, and my mailing address is PO Box 8699, Greenville, SC 29604.
2. That I served the Motion for Second Extension to Serve and File Initial Brief of Respondent on the Appellant, by depositing a copy of the same in the United States mail on July 22, 2014, postage prepaid and addressed to:

Alan Wilson, Attorney General
William M. Blich, Jr., Asst. Attorney General
Post Office Box 11549
Columbia, South Carolina 29211



David Seay, Jr.
Attorney for the Respondent
SC Bar #6964
PO Box 8699
Greenville, SC 29604

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

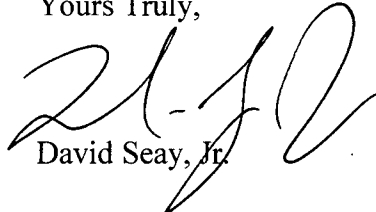
Re: State v. Scott E. Williams
Civil Action No. 2013-CP-23-02731
Appellate Case No. 2013-002307

Dear Ms. Kitchings:

Enclosed please find the original and six(60 copies of my Motion for Second Extension to Serve and File Initial Brief of Appellant, along with certificate of service for filing in the above-refreneced appeal.

I would ask that filing deadlines be held in abeyance while this Motion is pending.

Yours Truly,



David Seay, Jr.

GDS/sbd

cc: Alan Wilson, Attorney General
William M. Blich, Jr., Assistant Attorney General

Alan Wilson, Attorney General
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211-1549

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