

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Charleston County

Thomas L. Hughston, Jr., Circuit Court Judge

RECEIVED

AUG 27 2014

SC Court of Appeals

STATE OF SOUTH CAROLINA,

RESPONDENT,

V.

GEORGE WHITE,

APPELLANT

Appellate Case No. 2013-000638

PETITION FOR THIRD EXTENSION OF TIME TO FILE
REPLY BRIEF OF APPELLANT

The undersigned counsel respectfully requests an additional fifteen day extension of time in which to file a Reply Brief of Appellant in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

1. The Initial Brief of Respondent was filed on Thursday, July 17, 2014. The Reply Brief of Appellant was due to be filed on Monday, July 28, 2014. Upon motions of Appellant, this Court has extended the time to file a Reply Brief of Appellant until Wednesday, August 27, 2014.

2. Due to personal family circumstances, including a death in the family, undersigned counsel was required to miss several weeks of work since June 2014 and has been working diligently to handle matters that have arisen during that time period. The Initial Brief of

Respondent includes citations to over seventy-five (75) cases, including a supplemental citation to recent authority provided on August 6, 2014. Undersigned counsel has reviewed the cited authority, but respectfully requests an additional extension of time in order to prepare a thorough Reply.

3. This request is made in good faith, and not for purposes of delay.

4. This request is made for an additional fifteen day extension, or until Thursday, September 11, 2014.

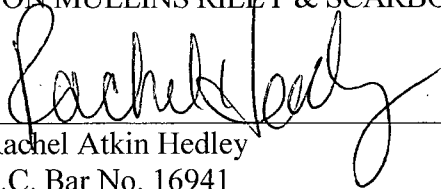
5. Counsel for the State has graciously consented to this request.

WHEREFORE, the undersigned counsel would respectfully request an additional fifteen day extension of the time for filing the Reply Brief of Appellant. Undersigned counsel further respectfully requests that the deadline for filing the Reply Brief of Appellant be held in abeyance pending a ruling on this motion.

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Respectfully submitted,

NELSON MULLINS RILEY & SCARBOROUGH LLP

By:  _____

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SOUTH CAROLINA COMMISSION ON INDIGENT
DEFENSE

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Attorneys for Appellant

August 27, 2014

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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STATE OF SOUTH CAROLINA,

RESPONDENT **SC Court of Appeals**

V.

GEORGE WHITE,

APPELLANT

Appellate Case No. 2013-000638

CERTIFICATE OF SERVICE

I, the undersigned Administrative Assistant of the law offices of Nelson Mullins Riley & Scarborough LLP, attorneys for Appellant, do hereby certify that I have served all counsel in this action with a copy of the pleading(s) hereinbelow specified by mailing a copy of the same by United States Mail, postage prepaid, to the following address(es):

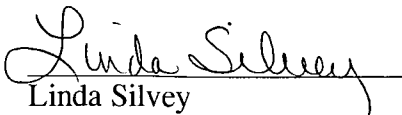
Pleadings:

Petition for Third Extension of Time to File Reply Brief of Appellant

Counsel Served:

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the Attorney General
1000 Assembly Street, Room 519
Columbia, SC 29201

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Linda Silvey
Administrative Assistant

August 27, 2014

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August 27, 2014

Via Hand Delivery

The Honorable Jenny Abbott Kitchings
Clerk of Court
SC Court of Appeals
1015 Sumter Street - 5th Floor
Columbia, SC 29201

RE: The State v. George White
Appellate Case No. 2013-000638
Our File No. 38769/01517

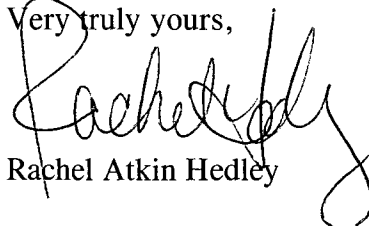
Dear Ms. Kitchings:

Please find enclosed the original and seven copies of Petition for Third Extension of Time to File Reply Brief of Appellant in the above-referenced matter along with a certificate of service. Please file the original and one copy of each and return a clocked-in copy of each to us via our courier.

By copy of this letter, I am hereby serving a copy of same on counsel of record.

With kind regards, I am

Very truly yours,



Rachel Atkin Hedley

RAH:ljs

Enclosures

cc: Robert Michael Dudek, Esquire
David Spencer, Esquire
George White