

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Kershaw County

James R. Barber, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**

DEC 08 2014

**SC Court of Appeals**

THE STATE,

RESPONDENT,

V.

EARNEST MAURICE ALLEN,

APPELLANT

APPELLATE CASE NO. 2014-000165  
\_\_\_\_\_

PETITION FOR EXTENSION TO FILE  
INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER  
\_\_\_\_\_

The undersigned counsel respectfully requests a thirty day extension, in which to file the initial brief of appellant and designation of matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The initial brief of appellant and designation of matter in this case are due to be served and filed December 8, 2014.

2. Counsel is preparing for a number of matters that require extensive time requirements. These include a pre-litigation mediation on December 10, 2014; mediation in the case of Thorn v. Thorn 2014-DR-22-048 on December 18, 2014; contested hearing in the Family Court on December 8, 2014 in the case of McFarland v. McFarland 2014-DR-26- 1883; and a

contested hearing in the Family Court on December 12, 2014 in the matter of Galloway v. Galloway 2014-DR-26- 1441.

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

WHEREFORE, the undersigned counsel would respectfully request a thirty day extension. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,

Attorney for Appellant



T. Jarrett Bouchette Esq.  
The Floyd Law Firm PC  
15 Highway 17 South  
PO Drawer 14607  
Surfside Beach SC 29587  
Phone (843) 238-5141  
Facsimile (843) 238-9060  
tjbouchette@floydllaw.com

December 5, 2014

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Kershaw County  
James R. Barber, Circuit Court Judge

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THE STATE,

RESPONDENT,

V.

EARNEST MAURICE ALLEN,

APPELLANT

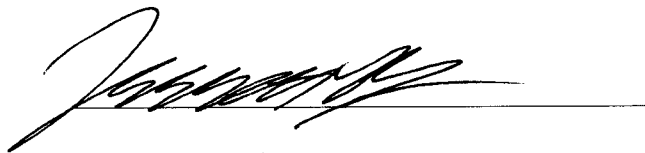
APPELLATE CASE NO. 2014-000165

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CERTIFICATE OF SERVICE

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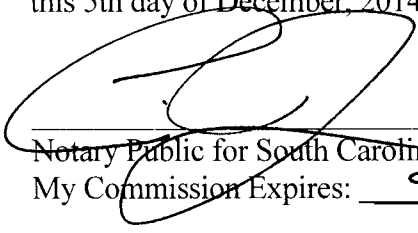
The undersigned attorney hereby certifies that a true copy of the petition for extension to file the initial brief of appellant and designation of matter in the above referenced case has been served upon Salley W. Elliott, Esquire, by placing copies thereof in the mail, with proper postage paid, addressed as follows on December 5, 2014: PO Box 11549. Columbia SC 29211



T. Jarrett Bouchette Esq.  
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tjbouchette@floydlaw.com

ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me  
this 5th day of December, 2014.

  
\_\_\_\_\_(L.S.)  
Notary Public for South Carolina  
My Commission Expires: 9/8/20.



**THE FLOYD LAW FIRM PC**  
*attorneys & counselors at law*

Dalton B. Floyd, Jr.\* | Terrence R. Real † | Bradley A. Floyd | Collin R. Jewell | Brittney F. Jones | T. Jarrett Bouchette ‡ | William D. Pavy

December 5<sup>th</sup>, 2014

T. Jarrett Bouchette Esq.  
tjbouchette@floydlaw.com

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
PO Box 11692  
Columbia SC 29211

RE: The State v. Earnest M. Allen. Appellate Case Number 2014--000165

Dear Ms. Kitchings:

Please find enclosed *Appellants Petition for Extension to File* the initial brief with six (6) copies, along with certificate of mailing. Opposing Counsel consented to the requested extension by way of email on November 24<sup>th</sup> 2014.

If there are any questions please don't hesitate to contact me. With warmest regards, I am,

Very Truly Yours,



T. Jarrett Bouchette

cc: Salley Elliot, Esq.  
Robert Michael Dudek, Esq. (Via email only)

**RECEIVED**

DEC 08 2014

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\* Certified Mediator † Additionally Licensed in NY & CT ‡ Additionally Licensed in

**SC Court of Appeals**