

STATE OF SOUTH CAROLINA
IN THE SUPREME COURT

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DEC 18 2014

S.C. Supreme Court

Appeal from Dillon County
Court of Common Pleas

Thomas A. Russo, Circuit Court Judge

Case No. 2012-CP-17-00156

2014-002401

Jeffrey Caulder, No. 336973.....Appellant,

v.

State of South Carolina.....Respondent.

MOTION FOR ENLARGEMENT OF TIME

Counsel for the appellant moves for an enlargement of time of 30 days within which to order the transcript of the post-conviction proceedings in this case on the following grounds.

The appellant, an inmate, has exhausted his funds and has a motion pending in this court to proceed *in forma pauperis*. Counsel furnished the appellant by U.S. Mail an affidavit of indigency to be completed by the appellant. Counsel has not received the affidavit, and must make arrangements to obtain the affidavit from the appellant, who is incarcerated at an institution in Bishopville, South Carolina.

Counsel clearly is in need of additional time to obtain the affidavit from the inmate, and respectfully requests 30 days in order to do so, especially in light of the upcoming Holiday intercession.

There will be no prejudice to any party if the extension is granted. Counsel certifies that consultation with opposing counsel regarding the request in this motion could not be held timely.

JOHN D. (JAY) ELLIOTT
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ATTORNEY FOR JEFFREY CAULDER

By: 
JOHN D. 'JAY' ELLIOTT

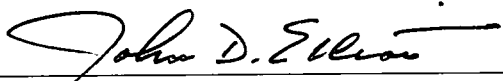
Columbia, South Carolina

December 18th, 2014

CERTIFICATE OF SERVICE

Counsel certifies he has served the foregoing motion for enlargement of time on all parties by depositing a copy of the same in the United States Mail, postage prepaid, and addressed as follows, on this 18th day of December, 2014.

Joshua L. Thomas
Assistant Attorney General
Office of the Attorney General
P.O. Box 11549
Columbia, South Carolina 29211


JOHN D. ELLIOTT
Attorney for Jeffrey Caulder

John D. Elliott

ATTORNEY AT LAW

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December 18th, 2014

HAND DELIVERED

Daniel E. Shearouse, Clerk
Supreme Court of South Carolina
1231 Gervais Street
Columbia, South Carolina

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RE: Jeffrey Caulder v. State
Docket No. 2012-CP-17-156
Appeal from Dillon County

S.C. Supreme Court

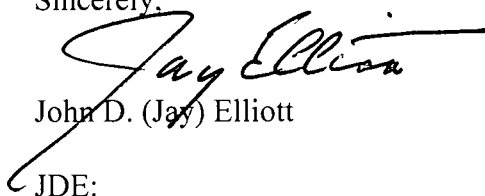
Dear Honorable Clerk:

Enclosed please find a motion for enlargement of time within which to order the transcript of proceedings in this post-conviction relief case.

By copy of this letter I am serving opposing counsel with the motion.

Please let me know if this request is an unreasonable one.

Sincerely,


John D. (Jay) Elliott

JDE:

Encl.

cc: Joshua Thomas, Esquire
Assistant Attorney General
