

STATE OF SOUTH CAROLINA  
In the Court of Appeals

**RECEIVED**

Appeal From Pickens County  
Letitia H. Verdin, Circuit Court Judge

JAN 30 2015

Appellate Case No: 2014-000420

**SC Court of Appeals**

THE STATE.

Respondent,

vs.

JASON RANDALL MORGAN,

Appellant.

---

**MOTION TO FILE EXTENSION REQUEST OUT OF TIME  
AND  
MOTION FOR EXTENSION OF TIME TO SERVE AND FILE INITIAL BRIEF  
OF RESPONDENT AND DESIGNATION OF MATTER**

---

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

I.

The Initial Brief of Respondent and Designation of Matter were due to be served a

II.

As a result of the calendaring error, the State respectfully asks this Court to relax the requirements of Rule 243, SCACR, and permit the State to file a motion for a first extension of time within which to serve and file the Initial Brief of Respondent and

designation of Matter out of time. See Rule 263(b), SCACR (“The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rule 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”). The undersigned counsel apologizes for any inconvenience this request has caused to the Court and to the appellant and does not believe this request will result in any prejudice to the petitioner should it be granted. nd filed with the Court on January 29, 2015, pursuant to Rule 240 SCACR.

### III.

The State respectfully asks this Court to relax the requirements of Rule 243, SCACR, and permit the State to file a motion for a third extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter out of time. See Rule 263(b), SCACR (“The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rule 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”). The undersigned counsel apologizes for any inconvenience this request has caused to the Court and to the appellant and does not believe this request will result in any prejudice to the petitioner should it be granted.

Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

IV.

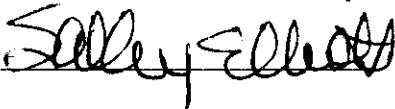
This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.


Respectfully submitted,

ALAN WILSON  
Attorney General

SALLEY W. ELLIOTT  
Senior Assistant Deputy Attorney General

BY: 

MARY WILLIAMS LEDDON  
Assistant Attorney General

BY:   
Mary Williams Leddon  
S. C. Bar No: 8729

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR RESPONDENT

January 30, 2015

STATE OF SOUTH CAROLINA  
In the Court of Appeals

Appeal From Pickens County  
Letitia H. Verdin, Circuit Court Judge

Appellate Case No: 2014-000420

**RECEIVED**  
JAN 30 2015  
**SC Court of Appeals**

THE STATE.

Respondent,

vs.

JASON RANDALL MORGAN,

Appellant.

**MOTION TO FILE EXTENSION REQUEST OUT OF TIME  
AND  
MOTION FOR EXTENSION OF TIME TO SERVE AND FILE INITIAL BRIEF  
OF RESPONDENT AND DESIGNATION OF MATTER**

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

I.

The Initial Brief of Respondent and Designation of Matter were due to be served and filed with the Court on January 29, 2015, pursuant to Rule 240 SCACR.

II.

The State respectfully asks this Court to relax the requirements of Rule 243, SCACR, and permit the State to file a motion for a third extension of time within which to

serve and file the Initial Brief of Respondent and Designation of Matter out of time. See Rule 263(b), SCACR (“The time prescribed by these Rules for performing any act except the time for serving the notice of appeal under Rule 203 and 243 may be extended or shortened by the appellate court, or by any judge or justice thereof.”). The undersigned counsel apologizes for any inconvenience this request has caused to the Court and to the appellant and does not believe this request will result in any prejudice to the petitioner should it be granted.

Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

### III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

SALLEY W. ELLIOTT  
Senior Assistant Deputy Attorney General

BY: \_\_\_\_\_

MARY WILLIAMS LEDDON  
Assistant Attorney General

BY: \_\_\_\_\_

Mary Williams Leddon  
S. C. Bar No: 8729

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR RESPONDENT

January 30, 2015

STATE OF SOUTH CAROLINA  
In the Court of Appeals

Appeal From Pickens County  
Letitia H. Verdin, Circuit Court Judge

Appellate Case No: 2014-000420

**RECEIVED**  
JAN 30 2015  
SC Court of Appeals

THE STATE.

Respondent,

vs.

JASON RANDALL MORGAN,

Appellant.

**PROOF OF SERVICE**

I, Anne A. Mueller, certify that I have served the Motion To File Extension Request Out Of Time And Motion For Extension Of Time To Serve And File Initial Brief Of Respondent And Designation Of Matter on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorneys of record, Daniel J. Farnsworth, Jr. Esquire, Farnsworth Law Offices, LLC, P.O. Box 8719, Greenville, SC 29604.

I further certify that all parties required by Rule to be served have been served.

This 30<sup>th</sup> day of January, 2015.

  
ANNE A. MUELLER

Administrative Assistant  
Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3737



**RECEIVED**

JAN 8 0 2015

**SC Court of Appeals**

ALAN WILSON  
ATTORNEY GENERAL

January 30, 2015

Daniel J. Farnsworth, Jr., Esquire  
Farnsworth Law Offices, LLC  
PO Box 8719  
Greenville, SC 29604

RE: State v. Jason Randall Morgan  
Appellate Case No: 2014-000420

Dear Counsel:

Enclosed please find two copies of the Motion for Extension of Time in the above case.

Sincerely,

Mary Williams Leddon  
Assistant Attorney General  
S.C. Bar No: 76192

MWL/aam  
Enclosures

cc: The Honorable Jenny A. Kitchings (original and 6 enclosed)  
Victim Services