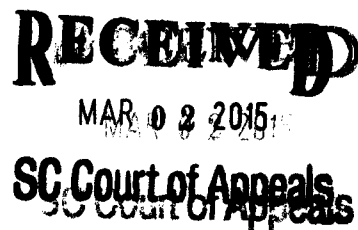


STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Berkeley County
Honorable Deadra L. Jefferson, Circuit Court Judge
Appellate Case No. 2014-000464



The State

v.

Respondent,

Christopher W. Berke,

Appellant.

**RESPONDENT'S MOTION FOR THIRD EXTENSION OF TIME
WITHIN WHICH TO SERVE AND FILE INITIAL BRIEF OF RESPONDENT
AND DESIGNATION OF MATTER**

Respondent hereby moves for a third extension of time to file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. In support of this motion, Respondent submits the following:

1. The Initial Brief of Respondent and Designation of matter are due to be served and filed March 2, 2015.
2. Due to medical issues and work required in other pending cases before this Court and the South Carolina Supreme Court, the undersigned was unable to complete this Brief by the deadline. The undersigned has serious debilitating medical issues and is currently undergoing medical testing and treatment for these issues, which requires a significant amount time out of the office. The undersigned was not able to timely complete the Brief to have it served and filed on March 2, 2015.
3. This request is not intended for the purposes of delay. Based on the undersigned's medical issues and significant amount of time out of the office, the undersigned

requests a 30-day extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

4. The undersigned consulted with opposing counsel and is authorized to advise the Court that counsel consents to the requested relief.

WHEREFORE, Respondent asks the Court hold this matter in abeyance until ruling on this motion; grant a 30-day extension of time within which to file the Initial Brief of Respondent and Designation of Matter; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

William M. Blitch, Jr.
Assistant Attorney General

SALLEY E. ELLIOTT
Senior Assistant Deputy Attorney General

SCARLETT A. WILSON
Solicitor, Ninth Circuit
101 Wallace Building
Charleston, South Carolina 29401
843-958-1900

By:



WILLIAM M. BLITCH, JR.

By:



SALLY W. ELLIOTT

P.O. Box 11549
Columbia, SC 29211
(803) 734-3797

ATTORNEYS FOR RESPONDENT

Columbia, SC
March 2, 2015

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MAR 02 2015

SC Court of Appeals

mSTATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Berkkeley County
Honorable Deadra L. Jefferson, Circuit Court Judge
Appellate Case No. 2014-000464

The State

Respondent,

v.

Christopher Berke,

Appellant.

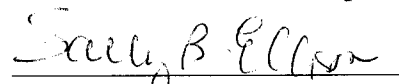
PROOF OF SERVICE

I, Sally B. Ellison, certify I served the Respondent's Motion for Third Extension on Appellant by depositing a copy in the United States mail, postage prepaid, addressed to

David Alexander
Appellate Defender
Post Office Box 11589
Columbia, SC 29201

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

This 2nd day of March, 2015


SALLY B. ELLISON
Legal Assistant

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-4156



ALAN WILSON
ATTORNEY GENERAL

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MAR 02 2015
SC COURT OF APPEALS

March 2, 2015

VIA HAND-DELIVERY

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

Re: The State v. Christopher W. Berke
Appellate Case No. 2014-000464

Dear Ms. Kitchings:

Enclosed for filing are the original and six (6) copies of Respondent's Motion for Third Extension, with proof of service for filing in the above-referenced appeal.

Sincerely,

William M. Blich, Jr.
Assistant Attorney General

WMB, Jr./sbe
Enclosures

cc: David Alexander, Esquire (w/enclosures)
Victim Services (w/enclosure)