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MAR 13 2015

SC Court of Appeals

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Judge Edward W. Miller, Circuit Court Judge

Appellate Case No. 2014-000718

THE STATE,.....RESPONDENT

v.

RANDY HOWZE,APPELLANT.

MOTION FOR EXTENSION OF TIME

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

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to two previous extensions granted by the Court.

II.

However, due to work on the brief in State v. Ransom Williams and State v. Merka in this Court, and the return to petition for writ of certiorari in Terrance Smith v. State for the Supreme Court, as well as preparation for today's oral argument in State v. Andes, 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.

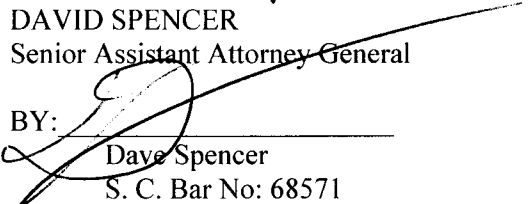
Respectfully submitted,

ALAN WILSON
Attorney General

SALLEY W. ELLIOTT
Senior Assistant Deputy Attorney General

BY: 

DAVID SPENCER
Senior Assistant Attorney General

BY: 
Dave Spencer
S. C. Bar No: 68571

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

ATTORNEYS FOR RESPONDENT

March 11, 2015

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THE STATE,.....RESPONDENT

v.

RANDY HOWZE,APPELLANT.

PROOF OF SERVICE

I, Norma Bigbee, certify that I have served the Motion for Extension of Time on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record, Tiffany Butler, Esquire, South Carolina Commission on Indigent Defense, Division of Appellate Defense, P.O. Box 11589, Columbia, SC 29211.

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

This 11th day of March, 2015.


NORMA BIGBEE
Legal Assistant

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



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MAR 11 2015

SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

March 11, 2015

VIA HAND DELIVERY

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

RE: **State v. Randy Howze**
Appellate Case No: 2014-000718

Dear Ms. Kitchings:

Please find the original of the Motion For Extension of Time along with proof of service, in the above-referenced case. By copy of this letter we are serving opposing counsel with this motion.

Sincerely,

David Spencer
Senior Assistant Attorney General
S.C. Bar No: 68571

DS/nb
Enclosures

cc: Tiffany Butler, Esquire (2 copies enclosed)
Ms. Trisha Allen (1 copy enclosed)