

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM CHEROKEE COUNTY  
Court of Common Pleas

J. Durham Cole, Circuit Court Judge

Case No. 2014-000-595

Frazier T. Williams #227393, . . . . . Appellant,

vs.

State of South Carolina, . . . . . Respondent.

MOTION FOR LEAVE TO FILE  
REPLY BRIEF OUT OF TIME

The Appellant moves the Honorable Court to grant him leave to file his Reply Brief out of Time to serve the interest of fundamental fairness as Respondent is proceeding pro se and is unlearned in the law.

Frazier T. Williams  
Frazier T. Williams  
SCDC No. 227393  
Perry Correctional Inst.  
430 Oaklawn Road-04A/124  
Pelzer, S.C. 29669

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PROOF OF SERVICE

The undersigned hereby certifies that a true copy of the Reply Brief of Appellant has been served upon opposing Counsel by mailing a copy of same in the U.S. Mail, postage prepaid to:

Suzanne H. White  
Assistant Deputy Attorney General  
SC Bar No. 78225  
Post Office Box 11549  
Columbia, S.C. 29211

This 15 day of December 2014.

Frazier T. Williams  
Frazier T. Williams #227393  
Perry Correctional Institution  
430 Oaklawn Road-Q4A/124  
Pelzer, S.C. 29669

**RECEIVED**

JAN 30 2015

**SC Court of Appeals**

DEC 15 2014

P.C.I. MAILROOM

January 27, 2015

South Carolina Court of Appeals  
v. Claire Allen, Clerk  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: Frazier T. Williams v. State  
Appellate Case No. 2014-000595  
Lower Court Case No. 2013-CP-42-0362

Dear Ms. Allen:

Please be advised that I am in receipt of your letter dated January 21, 2015, and received by me from the Perry CI Mailroom on January 26, 2015. In your letter you informed me that your records indicate that I have not filed and served a Reply Brief,

Honorable Allen, Contrary to your records, I filed and served my "Reply Brief" on December 15, 2014. See my attached "Proof of Service" of same that was dated-stamped received by the Perry CI Mailroom. I also mailed my original "Reply Brief" to the Honorable Jenny Kitchen on the same date (12-15-14). See attached letter addressed to Jenny Kitchen.

Nevertheless, in an abundance of caution, I am complying with your instructions and submitting another "Reply Brief" along with a "Motion to file it out-of-time" to protect myself for the record.

Sincerely

*Frazier T. Williams*  
Frazier T. Williams #227393  
Perry Correctional Inst  
430 Oaklawn Road #4A/124  
Pelzer, S.C. 29669

cc: Appellant's file

**RECEIVED**

JAN 30 2015

**SC Court of Appeals**