

THE STATE OF SOUTH CAROLINA
In The Supreme Court

APPEAL FROM AIKEN COUNTY
R. Knox McMahon, Circuit Court Judge

RECEIVED

JUN - 4 2015

S.C. Supreme Court

Joshua Forrest, #274525 Appellant,

v.

State of South Carolina Respondent.

MOTION FOR ENLARGEMENT OF TIME
TO ORDER AND ARRANGE FOR PAYMENT OF TRANSCRIPT

COMES NOW the Appellant, Joshua Forrest, by and through his attorney, Martin C. Puetz, and respectfully moves this Honorable Court for an enlargement of time to order and make payment arrangements with the court reporter for a transcript of the hearing held in the Aiken County Court of Common Pleas and states the following in support thereof:

1. The Notice of Appeal was received for filing by this Court on or about May 15, 2015.
2. At the time of filing, Appellant and counsel anticipated that the Appellant would be eligible for representation through and represented by the Division of Appellate Defense.
3. An Affidavit of Indigency has been mailed to the Appellant for completion and submission to the Division of Appellate Defense.
4. Because the Appellant is in custody and has no assets, counsel fully expects that Appellant will qualify for representation by the Division of Appellate Defense.

5. Counsel has not yet ordered or made payment arrangements with the court reporter for the transcript of the hearing held on the Appellant's post-conviction relief petition because the Appellant is unable to pay for the cost of the transcript.

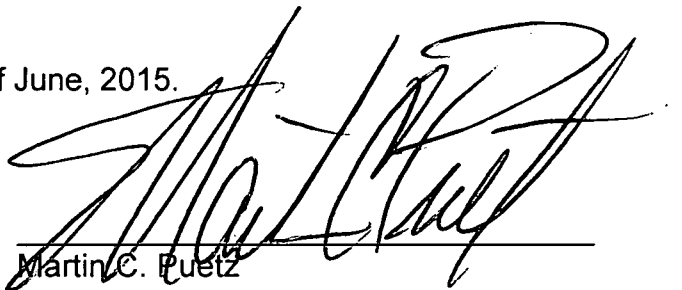
6. An extension of at least thirty (30) days is appropriate to allow the Appellant to complete and submit the Affidavit of Indigency to the Division of Appellate Counsel and for the Affidavit to be processed, after which counsel anticipates that the Division of Appellate Counsel will order and make arrangements for payment of the transcript.

7. The denial of this request will result in irreparable harm to Appellant.

8. This request for enlargement of time is not made for the purpose of delay but rather necessity and to avoid prejudice to the Appellant.

WHEREFORE, counsel for Appellant respectfully requests that this Court grant to the Appellant a 30-day extension of time to order and make arrangements for payment of the transcript.

Respectfully submitted this 3 day of June, 2015.



Martin C. Puetz
Georgia Bar No. 589450
South Carolina Bar No. 4591
415 Fourth Street
Augusta, GA 30901
(706) 722-4283
Attorney for Appellant

Other Counsel of Record:
David Spencer
Assistant Attorney General
P.O. Box 11549
Columbia, South Carolina 29211-1549
803-734-3689
Attorney for Respondent

CERTIFICATE OF SERVICE

This is to certify that I have this date served a copy of the foregoing **Motion for Enlargement of Time to Order and Arrange for Payment of Transcript** upon opposing counsel:

David Spencer, Esq.
Assistant Attorney General
P.O. Box 11549
Columbia, South Carolina 29211

J. Strom Thurmond, Jr., Esq.
Circuit Court Solicitor
P.O. Drawer 3368
Aiken, South Carolina 29802

by depositing said copy in the United States Mail, in a properly addressed envelope with adequate postage affixed thereon.

This 3 day of June, 2015.



Martin C. Puetz
Georgia Bar No. 589450
South Carolina Bar No. 4591
415 Fourth Street
Augusta, GA 30901
(706) 722-4283
Attorney for Appellant

THE LAW OFFICE OF
MARTIN C. PUETZ, LLC

GEORGIA AND SOUTH CAROLINA PRACTICE

415 FOURTH STREET
AUGUSTA, GEORGIA 30901

PHONE: (706) 722-4283

FAX: (706) 722-9607

E-MAIL: MARTY@PUETZCHAMBLEY.COM

June 2, 2015

Mr. Daniel E. Shearouse, Clerk
Supreme Court of South Carolina
P.O. Box 11330
Columbia SC 29211-1330

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JUN - 4 2015

S.C. Supreme Court

Re: Joshua Forrest, #274525 v. State of South Carolina
Case No. 2015-001045


Dear Mr. Shearouse:

I am enclosing an original and seven copies of a Motion for Enlargement of Time for filing on behalf of the Appellant in the above-referenced matter. My check in the amount of \$25.00 is enclosed to cover the filing fee.

Please clock one of the copies of the Motion and return it to me. A self-addressed, stamped envelope is enclosed for this purpose.

Thank you for your attention to this matter.

Sincerely,



Martin C. Puetz

MCP:caw

Enclosures

Cc/Enc.: David Spencer, Esq.
J. Strom Thurmond, Jr., Esq.
Ms. Lorie French
Mr. Joshua Forrest