

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Pickens County
The Honorable Letitia H. Verdin, Circuit Court Judge
Appellate Case No. 2013-000656

RECEIVED

JUN 11 2015

SC Court of Appeals

THE STATE OF SOUTH CAROLINA,

RESPONDENT,

v.

CHRISTINA REECE,

APPELLANT.

**MOTION FOR TEN-DAY EXTENSION OF TIME
IN WHICH TO FILE THE INITIAL BRIEF OF RESPONDENT**

The Initial Brief of Respondent and Designation of Matter in the above-captioned matter are due to be served and filed today, June 11, 2015. Two previous extension requests have been granted. The charges involved in this case are three counts of felony driving under the influence resulting in great bodily injury. Appellant has raised three issues on appeal, one of which involves the admission of Appellant's blood sample under Missouri v. McNeely, ___ U.S. ___, 133 S.Ct. 1552 (2013). Upon information and belief, this may be the first appeal in South Carolina to address a McNeely issue.

In light of the importance of the case and the novelty of the McNeely issue in this state, I am respectfully requesting that this Court grant me an additional ten (10) days to complete the Initial Brief of Respondent in this case. This request is made solely to ensure that the Brief is properly researched and prepared. I do not plan to request any further extensions of time. I very rarely request an extension beyond a second extension


and do not take such a request lightly. **Please note that I have communicated with opposing counsel, Robert M. Dudek, and he consents to the extension request.**

WHEREFORE, Respondent hereby respectfully requests an extension of ten (10) days in which to file and serve its Initial Brief of Respondent and Designation of Matter.

Respectfully submitted,

ALAN WILSON
Attorney General

SALLEY W. ELLIOTT
Senior Assistant Deputy Attorney General


SALLEY W. ELLIOTT

CHRISTINA CATOE BIGELOW
Assistant Attorney General


CHRISTINA CATOE BIGELOW

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ATTORNEYS FOR RESPONDENT

June 11, 2015

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PROOF OF SERVICE

The undersigned attorney hereby certifies that the **Motion for Extension of Time** in the above-referenced case has been served upon **Robert M. Dudek**, South Carolina Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211-1589, this **11th** day of **June, 2015**.


CHRISTINA CATOE BIGELOW
Assistant Attorney General

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Columbia, SC 29211
(803) 734-3737



ALAN WILSON
ATTORNEY GENERAL

June 11, 2015

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

RECEIVED
JUN 11 2015
SC Court of Appeals

RE: State of South Carolina v. Christina Reece
Appellate Case No. 2013-000656

Dear Ms. Kitchings:

Enclosed please find the State's **Motion for Extension of Time**, along with **Proof of Service**, in the above-referenced appeal.

Thank you for your attention to this matter, and please do not hesitate to contact me at (803) 734-3713 should there be any questions or concerns.

Sincerely,

Christina Catoe Bigelow
Assistant Attorney General
S.C. Bar No. 73562

CCB/

cc: Robert M. Dudek, Esquire
South Carolina Commission on Indigent Defense
Division of Appellate Defense
Post Office Box 11589
Columbia, SC 29211-1589