

**RECEIVED**  
AUG 24 2012  
**SC Court of Appeals**

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal From Beaufort County  
D. Craig Brown, Jr., Circuit Court Judge  
Appellate Case Tracking No. 2011-182587

The State,

Respondent,

v.

Deqing Chen,

Appellant.

\_\_\_\_\_  
**MOTION TO SERVE AND FILE  
RESPONDENT'S FINAL BRIEF OUT OF TIME**

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

I.

The Final Brief of Respondent was due to be served and filed on August 6, 2012. Due to an oversight by the undersigned, the due date was not calendared and the final brief not completed in time.

II.

The Final Brief of Respondent has been served today on opposing counsel, along with a copy of this motion. Further, the Final Brief is being filed concurrent with this motion, and the State asks the Court to accept the Final Brief of Respondent for filing.

III.

The State does not believe Appellant will be prejudiced by allowing the Final Brief to be served and filed out of time.

WHEREFORE, Respondent prays that the Court allow the service and filing of the Final Brief of Respondent out of time; accept the Final Brief of Respondent for filing; 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  
S.C. Bar No. 15608



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ATTORNEYS FOR RESPONDENT

August 23, 2012

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal From Beaufort County  
D. Craig Brown, Jr., Circuit Court Judge  
Appellate Case Tracking No. 2011-182587

The State,

Respondent,

v.

Deqing Chen,

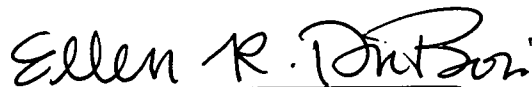
Appellant.

**PROOF OF SERVICE**

I, ELLEN R. DuBOIS, certify that I have served the within Motion to Serve and File Respondent's Final Brief Out of Time on Appellant by depositing copies of the same in the United States mail, postage prepaid, addressed to:

James A. Brown, Jr., Esquire  
Law Offices of Jim Brown, P.A.  
1600 Burnside St. Suite 100  
Post Office Box 592  
Beaufort, South Carolina 29901

I further certify that all parties required by Rule to be served have been served.  
This 23<sup>rd</sup> day of August, 2012



ELLEN R. DuBOIS  
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