

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

 ORIGINAL

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JUN 23 2015

SC Court of Appeals

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Appeal from Horry County

Benjamin H. Culbertson, Circuit Court Judge  
\_\_\_\_\_

THE STATE,

RESPONDENT,

V.

ODOM BRYANT,

APPELLANT

APPELLATE CASE NO. 2015-000170  
\_\_\_\_\_

MOTION TO FILE THE PETITION FOR EXTENSION  
OUT OF TIME FOR THE FILING OF THE INITIAL BRIEF OF  
APPELLANT AND DESIGNATION OF MATTER  
\_\_\_\_\_

The undersigned counsel petitions the Court to allow late filing of the petition for a thirty day extension until July 23, 2015, in which to file the initial brief of appellant and designation of matter in the above-referenced case. If this Court is unwilling to grant an extension of thirty days, then Counsel respectfully requests that this extension be granted for any lesser time this Court will allow. In support of this motion, counsel would respectfully show the Court the following **very unusual and extraordinary circumstances justifying the present motion:**

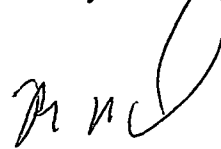
1. The initial brief of appellant and designation of matter in this case were due to be served and filed June 15, 2015. Counsel incorrectly thought that co-counsel Reid Sherard, Esquire, of Nelson Mullins intended to file the extension request on June 15, 2015. We accept

responsibility for that mistake since an extension should have been requested by our office because this is a joint Appellate Defense – Nelson Mullins pro bono project case.

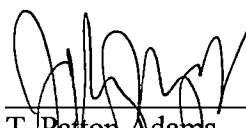
2. As indicated by his consent below, counsel for the state graciously consents to or does not oppose this request.

WHEREFORE, the undersigned counsel respectfully requests that the Court grant counsel's request to relax Rule 263(b), SCACR, and allow leave in which to file the petition for a thirty day extension until July 23, 2015, out of time. Opposing counsel Donald J. Zelenka graciously does not oppose his request. Counsel respectfully requests that the time limits for filing the initial brief of appellant and designation of matter be held in abeyance pending a ruling on this motion.

Respectfully submitted,



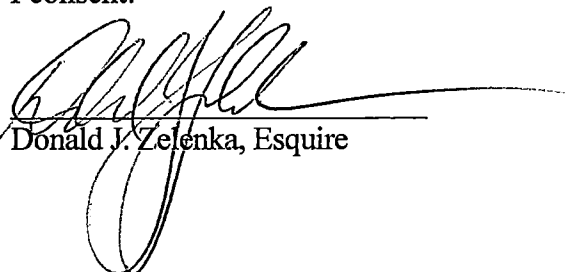
Robert M. Dudek  
Chief Appellate Defender



T. Patton Adams  
Executive Director/  
J. Hugh Ryan, III  
General Counsel

This 23rd day of June, 2015.

I consent:



Donald J. Zelenka, Esquire