

STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHARLESTON COUNTY

The Honorable J. C. Nicholson, Jr., Circuit Court Judge

Appellate Case No. 2014-001419

RECEIVED

JUL 24 2015

SC Court of Appeals

STATE OF SOUTH CAROLINA,

APPELLANT,

v.

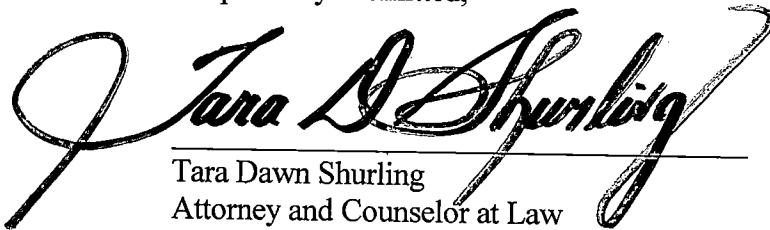
JAMES A. SUMMERSETT, 216032,

RESPONDENT.

MOTION TO FILE FINAL BRIEF OUT OF TIME

The Final Brief of Respondent was due for filing on July 21, 2015 in the above captioned matter. Through a clerical error, the Final Brief was improperly calendared as due on July 27, 2015 and was not submitted on July 21, 2015. Counsel for the Respondent now asks that the Final Brief of Respondent be accepted for filing out of time. Counsel for the Appellant, Salley W. Elliott, Senior Assistant Deputy Attorney General, has indicated her consent to this request by phone.

Respectfully submitted,



Tara Dawn Shurling
Attorney and Counselor at Law
S. C. Bar No. 5099

3614 Landmark Dr., Ste. A
Columbia, SC 29204
(803) 738-8622; (803) 738-1600 (Fax)
Email: tdslaw@shurlinglaw.com

ATTORNEY FOR RESPONDENT.

July 23, 2015.

STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY

J. C. Nicholson, Jr., Circuit Court Judge

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STATE OF SOUTH CAROLINA,

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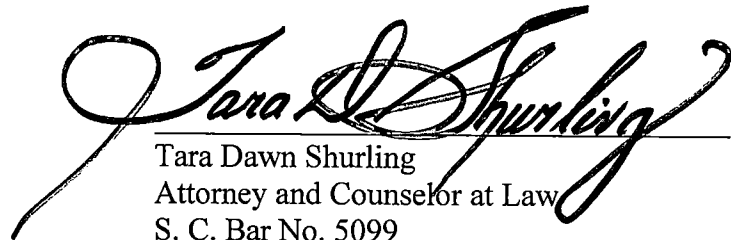
JAMES A. SUMMERSETT,

Respondent.

CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a copy of the Respondent's Motion to File Final Brief Out of Time in the above-entitled case has been served upon opposing counsel, this 23rd day of July, 2015, by depositing in the U.S. Mail, postage prepaid, properly addressed to:

Salley W. Elliott
Senior Assistant Deputy Attorney General
Office of the Attorney General
P O Box 11549
Columbia, SC 29211-1549


Tara Dawn Shurling
Attorney and Counselor at Law
S. C. Bar No. 5099

Attorney for Respondent.

SWORN TO BEFORE me this 23rd day
of July, 2015.

Shawn H. McCullister (L.S.)

Notary Public for South Carolina

My Commission Expires: Jan. 16, 2017

LAW OFFICE OF



TARA DAWN SHURLING, PA

Attorney and Counselor at Law

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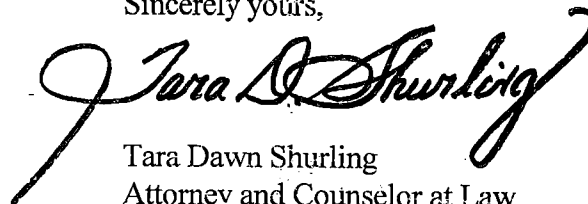
The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

Re: State of South Carolina v. James A. Summersett; Appellate Case 2014-001419.

Dear Ms. Kitchings:

Enclosed for filing please find the original and six copies of the Motion to File Final Brief Out of Time as well as my Certificate of Service in the above-captioned case. I would appreciate your returning the extra copies in the enclosed self-addressed, stamped envelope. Thank you for your assistance in this matter. I remain,

Sincerely yours,


Tara Dawn Shurling
Attorney and Counselor at Law

TDS/sm

Enclosures

cc: Salley W. Elliott, Senior Assistant Deputy Attorney General (w/enclosures)



Law Office of
Tara Dawn Shurling, P.A.
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SC Court of Appeals

The Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
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Columbia, SC 29211