

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

CASE NUMBER: 2014-002664

Appeal From Florence County

Honorable D. Craig Brown, Circuit Court Judge

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RECEIVED

JUL 22 2015

SC Court of Appeals

THE STATE,

Respondent

vs.

GAYLE G. MORGAN,

Appellant.

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**MOTION TO FILE APPELLANT'S INITIAL BRIEF AND DESIGNATION OF  
MATTER TO BE INCLUDED IN RECORD OF APPEAL OUT OF TIME**

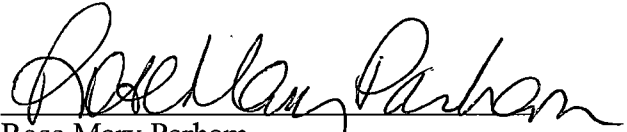
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This Motion comes before the Court pursuant to Rules 262 and 263(b) of the South Carolina Rules of Court and request that the Appellant be allowed to file her Initial Brief and Designation of Matter to Be Included in the Record of Appeal Out of Time.

This motion is based on the following facts. Appellant filed one previous extension and Appellant's brief was due on May 12, 2015. Appellant's counsel mistakenly thought a second extension had been filed based upon her federal court schedule in Florence for the months of May 2015 and June 2015 and her scheduled retrial of the case of *United States vs. John Dong*. *United States vs. Dong* involved complex legal issues and over 133,000 pages of discovery. Motions hearings in *United States vs. Dong* case took place the week of June 15, 2015, and the case was tried in United States District Court in Charleston the week of June 22, 2015.

It is therefore requested of this Honorable Court that Appellant's Motion to File Initial Brief and Designation of Matter to be Included in the Record on Appeal be granted and that the filing of the Brief and Record be deemed as having been timely filed.

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Rose Mary Parham".

Rose Mary Parham  
Parham Law Firm, LLC  
P.O. Box 1514  
Florence, South Carolina 29503  
(843)407-7757 (office)  
(843) 407-7758 (facsimile)  
Bar Number 17032

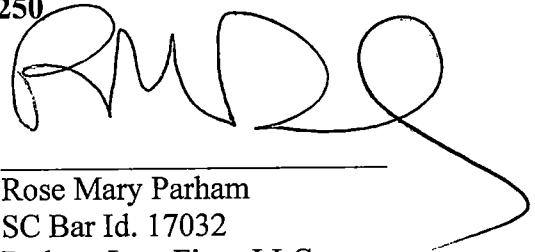
**Attorney for Appellant**

Florence, South Carolina  
July 20, 2015

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Appellant's Initial Brief, Designation of Matter to be Included in the Record, and Motion to File Appellant's Initial Brief and Designation of Matter to be Included in the Record Out of Time was served on counsel for the Respondent this 20th day of July, 2015, via U.S. mail, postage prepaid, at the following address:

**Matthew C. Buchanan, Esq.  
General Counsel  
Dept. of Probation, Parole and Pardons  
P.O. Box 50666  
Columbia, SC 29250**



Rose Mary Parham  
SC Bar Id. 17032  
Parham Law Firm, LLC  
P.O. Box 1514  
Florence, SC 29503  
Phone: (843) 407-7757  
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SC Court of Appeals

# PARHAM

PARHAM LAW FIRM, LLC

July 20, 2015

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JUL 22 2015

SC Court of Appeals

VIA U.S. MAIL

Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
Columbia, SC 29211

**RE:                   The State, Respondent, v.  
                          Gayle G. Morgan, Appellant.  
                          Appellate Case No. 2014-002664**

Dear Clerk of Court:

Enclosed please find the original and one copy of Appellant's Initial Brief, Designation of Matter to be Included in the Record of Appeal, Appellant's Motion to File Initial Brief and Designation of Matter to be Included in the Record of Appeal Out of Time, and a Certificate of Service which is being forwarded to you for filing. I would ask that you file the originals and send one clocked copy back to me in the envelope I have provided.

By copy of this letter, I am serving Matthew C. Buchanan, Esq., counsel for the Respondent, with a copy of the same.

Should you have any questions or comments, please do not hesitate to contact me.

Very truly yours,



Rose Mary Parham  
Attorney for Appellant  
Gayle G. Morgan  
SC Bar No.: 17032

RMP/lm

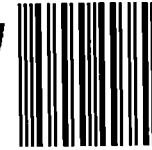
Enclosures

cc: Matthew C. Buchanan, Esq.  
Attorney for the Respondent

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**Clerk of Court  
South Carolina Court of Appeals  
P.O. Box 11629  
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