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**THE STATE OF SOUTH CAROLINA**

**In The Court of Appeals**

**APPEAL FROM YORK COUNTY**

Court of Common Pleas

**RECEIVED**

JUL 01 2015

SC Court of Appeals

The Honorable John C. Hayes, III, Presiding Judge

Trial Court Case No. 2014CP4601548  
Appellate Court Case No.: 2014-002312

State of South Carolina,

Respondent,

v.

Richard Alan Wells,

Appellant.

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**MOTION FOR LEAVE TO SERVE  
RECORD ON APPEAL OUT OF TIME**

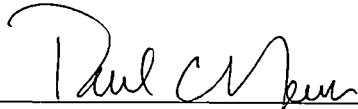
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The Respondent State of South Carolina served its Initial Respondent's brief on April 27, 2015. The Appellant did not file and serve any Reply Brief, therefore, pursuant to Rule 210(a), SCACR, the Record on Appeal was due to be served upon the Respondent on May 27, 2015. Due to internal confusion and miscommunication, the Record was not served on or before May 27<sup>th</sup> which oversight the undersigned only recently realized last Thursday. As evidenced by the Certificate of Service submitted contemporaneously herewith, the Record on Appeal is being served upon Counsel for the Respondent this same day.

The Appellant submits to the Court that there has been no prejudice, and the Counsel for the Respondent has no objection to this motion as evidenced by the email

attached hereto. Wherefore, the Appellant respectfully moves the Court for leave to serve the Record on Appeal out of time.

Respectfully submitted,



Paul L. Reeves, S.C. Bar. No. 4671  
Reeves Law Firm, LLC  
1527 Blanding Street  
P.O. Box 11126  
Columbia, South Carolina 29211  
803.929.0001//803.929.0927 Facsimile  
[paul@plrlawfirm.com](mailto:paul@plrlawfirm.com)

July 1, 2015

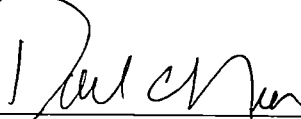
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**Certificate of Service**

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I certify that I have served the foregoing Motion on the Respondent by depositing a copy of it in the United States Mail, postage prepaid, on July 1, 2015 to the Counsel of Record, as listed below:

Alan Wilson, Attorney General  
Williams M. Blich, Jr., Assistant Attorney General  
OFFICE OF THE ATTORNEY GENERAL  
Post Office Box 11549  
Columbia, South Carolina 29211



Paul L. Reeves, S.C. Bar. No. 4671

## Paul Reeves

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**From:** William Blitch <wblitch@scag.gov>  
**Sent:** Monday, June 29, 2015 12:12 PM  
**To:** Paul Reeves  
**Subject:** RE: State v. Richard Wells

Mr. Reeves,

I went back and looked at the records and see you have served and filed the Designation of Matter. I assume you are seeking to serve and file the Record on Appeal out of time. I have no objection to it being served and filed out of time. If you have any questions, or need anything further, please do not hesitate to contact me.

William

William M. Blitch, Jr.  
Assistant Attorney General  
Office of the Attorney General  
P.O. Box 11549  
Columbia, SC 29211  
(803) 734-3372  
(803) 734-4113 (fax)  
[wblitch@scag.gov](mailto:wblitch@scag.gov)

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**From:** Paul Reeves [<mailto:paul@plrlawfirm.com>]  
**Sent:** Monday, June 29, 2015 12:05 PM  
**To:** William Blitch  
**Subject:** State v. Richard Wells

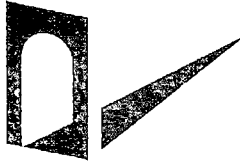
Good morning. Would you please confirm that you do not object to the Appellate filing the Designation Of Matter in the above matter out of time? I appreciate your cooperation. Please contact me if you any questions. Thank you.

Paul

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Paul L. Reeves  
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July 1, 2015

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1015 Sumter Street  
Columbia, SC 29201

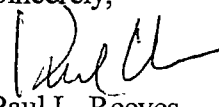
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SC Court of Appeals

RE: State of South Carolina vs. Richard Alan Wells  
Trial Court Case No. 2014CP4601548  
Appellate No.: 2014-002312

Dear Ms. Kitchings:

Enclosed for filing is my original and six (6) copies of my Motion for Leave to Serve Record on Appeal Out of time and Certificate of Service. Also enclosed is my firm check in the amount of \$25.00.

Also enclosed, pursuant to Rule 201, SCACR, is my original and one copy of the Certificate of Service evidencing that I am serving the Record on Appeal upon Counsel for the Respondent by copy of this letter. We will file the original and 14 copies of the Record with the Final Briefs within 20 days as provided in Rules 210 and 211, SCACR. Please file the original and return the clocked copy to me in the enclosed envelope.

Sincerely,  
  
Paul L. Reeves  
Attorney at Law

PLR:jer  
Enclosures

cc: William M. Blich, Jr., Assistant Attorney General  
Alan Wilson, Attorney General  
Counsel for Respondents