

THE STATE OF SOUTH CAROLINA  
In the Court of Appeals

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SEP 04 2015

SC Court of Appeals

APPEAL FROM LEE COUNTY  
Court of General Sessions

Clifton Newman, Circuit Court Judge

Appellate Case No.: 2015-000175

The State ..... Respondent

v.

Dennis E. Hoover ..... Appellant

**MOTION FOR EXTENSION OF TIME  
TO FILE THE APPELLANT'S INITIAL BRIEF  
AND DESIGNATION OF MATTER TO BE INCLUDED  
IN THE RECORD ON APPEAL**

COMES NOW, Jack B. Swerling, attorney for the Appellant, requesting an extension to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal. The Initial Brief and Designation of Matter to be Included in the Record on Appeal is due to be filed on September 8, 2015.

This is the third request for an extension. Counsel is in need of an extension for sixty (60) days for the following reasons:

1. Counsel received another transcript in another matter in the case of

State v. Gurley and had a deadline of August 18, 2015 to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal in that case, which consumed a great deal of Counsel's time.

2. The undersigned counsel was not trial counsel in either of the appeals pending before the Court (State v. Gurley and State v. Hoover), so additional time was required for Counsel to read the transcripts, meet with the defendants and prepare the briefs. Counsel has read the transcript in this matter, and is working on the brief.

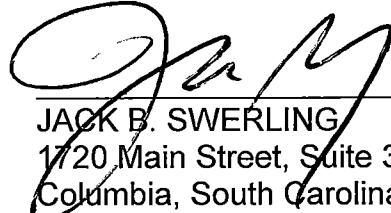
3. Over the last few weeks, Counsel has found himself involved in a multitude of other client related issues involving other cases that has consumed more time than Counsel had anticipated.

As a result of the above circumstances, Appellate Counsel requests an additional sixty (60) days to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal.

Appellate counsel's paralegal, Kellie A. Switzer, has consulted with Salley W. Elliott, Senior Assistant Deputy Attorney General, and she has no objection to any requests for extensions and consents to this request by counsel.

WHEREFORE, counsel prays the Court will grant a sixty (60) day extension, until November 9, 2015, to file the Initial Brief and Designation of Matter to be Included in the Record on Appeal.

Respectfully submitted,



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JACK B. SWERLING  
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September 3, 2015  
Columbia, South Carolina

Attorney for Appellant

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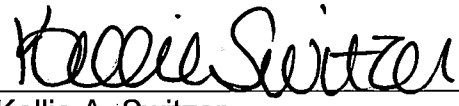
The State ..... Respondent  
v.  
Dennis E. Hoover ..... Appellant

**PROOF OF SERVICE**

I, Kellie A. Switzer, certify that I have served the Motion for Extension of Time to File the Appellant's Initial Brief and Designation of Matter to Be Included in the Record on Appeal on the following, by depositing a copy of it in the United States Mail, postage prepaid, on September 4, 2015, addressed to:

Salley W. Elliott, Senior Assistant Deputy Attorney General  
SC Attorney General's Office  
Post Office Box 11549  
Columbia, South Carolina 29211-1549

September 4, 2015

  
Kellie A. Switzer  
Paralegal to Jack B. Swerling  
1720 Main Street, Suite 301  
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(803) 765-2626

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*Telephone 803-765-2626  
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September 3, 2015

**VIA HAND-DELIVERY**

The Honorable Jenny Abbott Kitchings  
Clerk, SC Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

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SEP 04 2015

SC Court of Appeals

RE: The State v. Dennis E. Hoover  
Appellate Case No.: 2015-000175

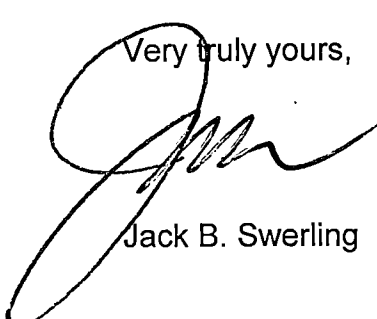
Dear Ms. Kitchings:

Enclosed for filing are the original and six (6) copies of a Motion for Extension of Time to File the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal, along with the Proof of Service, in the above referenced matter. It would be greatly appreciated if you would clock the extra copy and return it to me in the enclosed envelope.

By copy of this letter, I am serving Salley W. Elliott, Senior Assistant Deputy Attorney General, with a copy of same.

If you have any questions, do not hesitate to contact me.

Very truly yours,

  
Jack B. Swerling

JBS/kas  
Enclosure

cc: Salley W. Elliott, Senior Assistant Deputy Attorney General  
Katherine Carruth Goode, Esquire  
Dennis Edwin Hoover, SCDC#00362818  
Audrey Hoover