

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY

Court of Common Pleas

Daneil D. Hall, Presiding Judge

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OCT 12 2015

SC Court of Appeals

Appellate Case No.: 2015-001004

Lower Court Case No.: 2006-cp-46-0010

Antonio Gordon,

Appellate,

v.

State of South Carolina,

Respondent.

**NOTION FOR EXTENSION OF TIME TO FILE  
MOTION TO RECONSTRUCT THE RECORD AND  
MOTION FOR EVIDENTIARY HEARING ON  
SECOND SCRPC 59(E) MOTION THAT WAS  
FILED DUE TO CLERK OF COURT**

Appellant hereby file this motion in Your Honor Court due to a letter dated June 4, 2015, written by Jenny Abbott Kitchings, Clerk and received by Appellant June 8, 2015 informing Appellant he needed to advise the court of the transcript and a failure to do so Appellant's appeal would be dismissed. Appellant has received a response from the South Carolina Office of Court Administration dated September 11, 2015 and received by Appellant September 18, 2015 informing Appellant their office does not have the transcript which was requested. It is Appellant's understanding that he must file initial brief within thirty (30) days of receipt of the letter

from the South Carolina Office of Court Administration pursuant to SCACR 208.

However, Appellant has since been preparing a Motion to have the record reconstructed and a Motion to remand for evidentiary hearing on a SCRCP 59(e) motion where the York County Clerk of Court has refused to file it based upon a motion that restrict Appellant from filing any future post-convictions relief applications only. This 59(e) motion is very vital and material to Appellant's Appeal. Appellant is unable to submit the Court and Respondent copies of his exhibits due to the South Carolina Department of Corrections are under security lock down due to the flood which occurred in Columbia South Carolina. Therefore, Appellant is requesting additional thirty (30) days to file his initial brief and or any motions which will toll the time limitations on filing any briefs in the case sub judice.

Respectfully Submitted

*Antonio Gordon*

10-7-15

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SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM YORK COUNTY  
COURT OF COMMON PLEAS

DANIEL D. HALL, PRESIDING JUDGE

APPELLATE COURT CASE NO.: 2015-001004

Lower Court Case No.: 2006-cp-46-0010

Antonio Gordon,

Appellant,

v.

State of South Carolina,

Respondent.

CERTIFICATE OF SERVICE

Antonio Gordon, hereby certify that I did serve Appellant's Motion for extension of time and motion to relax the court on:

Attorney General Office

Ashley Anne McMahan, Esquire

P.O. Box 11549

Columbia, South Carolina 29211

by depositing a copy in the mail with sufficient funds on this 7th day of October, 2015.

*Antonio Gordon* 10-7-15

Antonio Gordon, #259798

Kershaw C.I. Oak B 46

4848 Goldmine Hwy

Kershaw, South Carolina 29067

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OCT 12 2015  
SC Court of Appeals

Antonio Gordon, #259798  
Kershaw C.I. Oak B 46  
4848 Goldmine Hwy  
Kershaw, South Carolina 29067

October 7, 2015

RE: Gordon v. State,

Appellate Case No.: 2015-001004

Lower Court Case No.: 2006-cp-46-0010

Dear Ms. Kitchings:

Please find enclosed a motion for extension of time to file motion to reconstruct the record and motion for evidentiary hearing on second 59(e) motion not filed due to clerk of court, and Appellant's motion to relax the court. The opposing Counsel has been served with the same.

Respectfully Submitted

Antonio Gordon 10-7-15

Antonio Gordon, #259798  
Kershaw C.I. Oak B 46  
4848 Goldmine Hwy  
Kershaw, South Carolina 29067

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SC Court of Appeals

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OCT 07 2015

MAILROOM

Gordon 259798  
**LEGAL**

The South Carolina Court of Appeals

Jenny Abbott Kitchings

Clerk

Post Office Box 11629 / 11629

Columbia, South Carolina 29211

U.S. DEPARTMENT OF COMMERCE  
BUREAU OF ECONOMIC ANALYSIS  
OFFICE OF THE ASSISTANT SECRETARY FOR  
INTERNATIONAL TRADE RELATIONS  
WASHINGTON, D.C. 20540

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