

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from York County  
Honorable Daniel D. Hall, Circuit Court Judge  
Appellate Case Tracking No. 2015-001409  
\_\_\_\_\_

**RECEIVED**

OCT 07 2015

SC Court of Appeals

State of South Carolina,

Appellant,

vs.

Charles Todd Burns,

Respondent.

\_\_\_\_\_  
**MOTION FOR SECOND EXTENSION  
TO SERVE AND FILE INITIAL BRIEF OF APPELLANT  
AND DESIGNATION OF MATTER**

Appellant, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Appellant and Designation of Matter were due to be served and filed October, 2015. Due to the recent weather conditions, the Motion is being served and filed as soon as the Office of the Attorney General and this Court reopened.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Appellant moves for a second extension in the above referenced appeal. Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this Brief on time. The

undersigned has completed several briefs, Returns to Petition for Writ of Certiorari, and Petitions for Rehearing in the last several weeks.

III.


This extension request is not intended for purposes of delay, but rather to ensure the Brief is properly researched and prepared. I would therefore request a second extension of time within which to serve and file the Initial Brief of Appellant and Designation of Matter.

WHEREFORE, Appellant prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Initial Brief of Appellant and Designation of Matter in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON  
Attorney General

WILLIAM M. BLITCH, JR.  
Assistant Attorney General

BY:   
William M. Blich, Jr.  
Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR APPELLANT

October 7, 2015

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from York County  
Honorable Daniel D. Hall, Circuit Court Judge  
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State of South Carolina,

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Respondent.

**PROOF OF SERVICE**

I, Sally Ellison, certify that I have served the Motion for Second Extension to Serve and File Initial Brief of Appellant and Designation of Matter on Respondent by depositing a copy of same in the United States mail, postage prepaid, addressed to:

Michael L. Brown, Jr., Esquire  
Post Office Box 1025  
Rock Hill, South Carolina 29730

I further certify that all parties required by Rule to be served have been served.

This 7<sup>th</sup> day of October, 2015.



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SALLY ELLISON  
Office of Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3727