

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Spartanburg County
Roger L. Couch, Circuit Court Judge

RECEIVED

NOV 16 2015

SC Court of Appeals

The State of South Carolina,

Respondent,

v.

Sandy Lynn Westmoreland,

Appellant

Appellate Case No. 2014-002636.

**MOTION FOR SECOND EXTENSION OF TIME TO FILE
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter. This is Respondent's second request for an extension of time in which to file the brief. In support of the request, undersigned counsel would respectfully show the Court:

1. Undersigned counsel for Respondent has been scheduled for a number of state and federal matters in the last thirty (30) days, that include, but are not limited to, the following: prepared and filed returns and memoranda of law in support of motion for summary judgment in four (4) habeas actions in Federal District Court (*Jimmy Taylor, Irshad Muhammad, Keith Bradley, and Benjamin Nabors*); today prepared and filed a return and memorandum in support of motion for summary judgment in another habeas action in Federal District Court (*Freddie Sibrian*); prepared and filed a motion for summary judgment in another Federal District Court matter at the request of the Magistrate Judge (*Robert D. Brown*); prepared for and delivered oral

argument in a non-capital murder direct appeal in this Court (*Demetriss Glenn*); and drafted and filed an initial brief of respondent in another non-capital murder direct appeal in this Court (*Frank T. Singleton, III*). In addition, counsel participated in a three-day course with the National Attorneys General Training and Research Institute from October 26 to 28, 2015.

2. Due to her case load, undersigned counsel for Respondent has not been able to complete the initial brief in this appeal in a timely fashion and would request the additional time in order to do so. Undersigned counsel has completed a substantial portion of the initial brief in this matter and does not anticipate additional extensions.

3. This is the second request for an extension of time in which to file a response.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent and Designation of Matter.

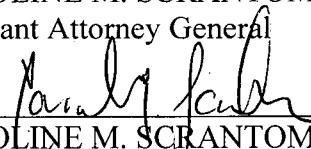
Respectfully submitted,

ALAN WILSON
Attorney General

JOHN W. McINTOSH
Chief Deputy Attorney General

DONALD J. ZELENKA
Senior Assistant Deputy Attorney General

CAROLINE M. SCRANTOM
Assistant Attorney General

BY: 
CAROLINE M. SCRANTOM
S.C. Bar No. 101357
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305
ATTORNEYS FOR RESPONDENT

November 16, 2015
Columbia, South Carolina

RECEIVED
NOV 16 2015
SC Court of Appeals

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal from Spartanburg County
Roger L. Couch, Circuit Court Judge

The State of South Carolina,

Respondent,

v.

Sandy Lynn Westmoreland,

Appellant

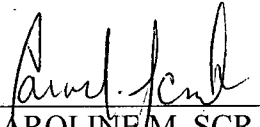
Appellate Case No. 2014-002636.

PROOF OF SERVICE

I, Caroline M. Scrantom, certify that I have served Respondent's Motion for a Second Extension of Time on counsel for Appellant, by depositing one copy of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

Robert M. Dudek, Chief Appellate Defender
South Carolina Commission on Indigent Defense
Division of Appellant Defense
Post Office Box 11589
Columbia, South Carolina 29211-1589

This 16th day of November, 2015.



CAROLINE M. SCRANTOM
S.C. Bar No. 101357

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT



RECEIVED

NOV 16 2015

SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

November 16, 2015

Honorable Jenny A. Kitchings
Clerk, South Carolina Court of Appeals
P. O. Box 11629
Columbia, SC 29211

Re: The State v. Sandy Lynn Westmoreland
Appeal from Spartanburg County
Appellate Case No. 2014-002636

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of Respondent's Motion for Second Extension of Time to file the Initial Brief of Respondent and Designation of Matter, dated today, together with a Proof of Service in the above-referenced matter.

Thank you for your assistance in this matter. Please call this office if you need any additional information.

Sincerely,

Caroline M. Scrantom
Assistant Attorney General

CMS/pcm

cc: Lara M. Caudy, Appellate Defender