

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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

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The State of South Carolina,

v.

Sandy Lynn Westmoreland,

**RECEIVED**  
DEC 16 2015  
SC Court of Appeals

Respondent

Appellant

Appellate Case No. 2014-002636.

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

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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 third 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 prepared and filed returns and memoranda of law in (3) three other federal habeas actions (*Fredy Sibrian*, *Kenneth Sherman*, and *Elizabeth Tillman*); prepared for and presented oral argument before the South Carolina Court of Appeals in a non-capital murder direct appeal (*State v. Bradley Mullins*); prepared and filed a final brief of respondent in another non-capital murder direct appeal in the South Carolina Court of Appeals (*Frank T. Singleton, III*); and, prepared for

and appeared in a capital post-conviction relief hearing taking place December 7 and 8, 2015, in the Circuit Court of South Carolina (*William Dickerson*).

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 draft of her initial brief in this matter but would request additional time to perfect her brief before filing.

3. This is the third 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.

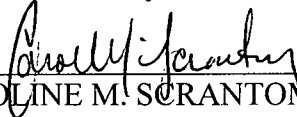
Respectfully submitted,

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

December 16, 2015

By:   
DONALD J. ZELENKA  
Senior Assistant Deputy Attorney General

I support the finding of good cause.

ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA  
In the Court of Appeals

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

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The State of South Carolina,

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v.

Sandy Lynn Westmoreland,

Appellant

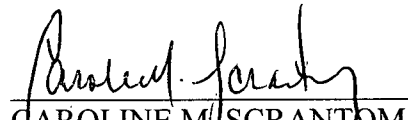
Appellate Case No. 2014-002636.

**PROOF OF SERVICE**

I, Caroline M. Scrantom, certify that I have served Respondent's Motion for a Third 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 December, 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



ALAN WILSON  
ATTORNEY GENERAL

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DEC 16 2015  
SC Court of Appeals

December 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 Third 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. Scramton  
Assistant Attorney General

CMS/pcm

cc: Robert M. Dudek, Chief Appellate Defender