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STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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FEB 10 2016

SC Court of Appeals

Appeal from Richland County
Robert E. Hood, Circuit Court Judge

THE STATE,

RESPONDENT,

V.

TROY STEVENSON,

APPELLANT,

Appellate Case No. 2015-002171

**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 ordered the hearing transcript of August 24, 2015, from the court reporter on December 21, 2015. Counsel for Respondent is unable to properly prepare her Initial Brief of Respondent without this transcript, and she has not received the transcript.

2. 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 a return and memorandum of law in one federal habeas action (*William*

Gregg); prepared for and presented oral argument before the South Carolina Supreme Court in a criminal appeal on January 13, 2016 (*State v. Melvin Stukes*); prepared and filed an initial brief of respondent and designation of matter in a direct appeal in the South Carolina Court of Appeals (*Shane Adam Burdette*); prepared and filed three (3) final briefs of respondent in direct appeals in the South Carolina Court of Appeals (*Robert T. Kronsberg; Lorenzo Young; and Shane Adam Burdette*); and, prepared for and will present oral argument before the South Carolina Court of Appeal in a direct appeal today (*Anthony Bailey*).

3. Due to her case load and the outstanding request for the hearing transcript, undersigned counsel for Respondent has not been able, in a timely fashion, to complete the initial brief in this appeal and would request the additional time in order to do so.

4. 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

SUSANNAH R. COLE
Assistant Attorney General

BY: 
SUSANNAH R. COLE
SC Bar No. 68383

February 10, 2016
Columbia, South Carolina

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

ATTORNEYS FOR RESPONDENT

STATE OF SOUTH CAROLINA
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PROOF OF SERVICE

I, Susannah R. Cole, 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:

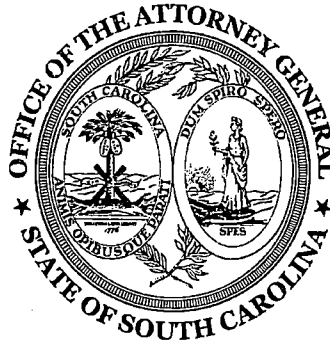
Aimee J. Zmroczek, Esq.
A.J.Z. Law Firm
2003 Lincoln St
P.O. Box 11961
Columbia, SC 29211

This 10th day of February, 2016



Susannah R. Cole
Assistant Attorney General
SC Bar No. 68383
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT



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ALAN WILSON
ATTORNEY GENERAL

February 10, 2016

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

Re: The State v. Troy Stevenson
Appeal from Richland County
Appellate Case No. 2015-002171

Dear Ms. Kitchings:

Enclosed please find the original and one (1) copy 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,

Susannah R. Cole
Assistant Attorney General

SRC/pcm

cc: Aimee J. Zmroczek, Esquire