

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County

Clifton Newman, Circuit Court Judge

RECEIVED

JAN 15 2016

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

WAYLAND PURNELL,

APPELLANT

APPELLATE CASE NO. 2014-001501

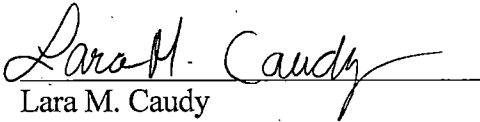
MOTION TO FILE THE RECORD ON APPEAL
OUT OF TIME

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, undersigned counsel requests relaxation of Rule 210, SCACR, and allow leave in which to file the Record on Appeal in this case out of time. In support of this motion she shows:

1. On July 29, 2015, undersigned counsel filed the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal. The Initial Brief of Respondent and Designation of Matter were filed on December 14, 2015. The Record on Appeal was due on January 13, 2016.
2. Due to an administrative oversight, the Record on Appeal was not timely filed.
3. The Record on Appeal is being simultaneously filed with this motion.

4. Counsel for the Attorney General's office consents to this request shown by his signature below.


WHEREFORE, the undersigned counsel petitions the Court to grant counsel's request to relax Rule 210, SCACR, and allow leave in which to file the Record on Appeal in the above referenced case out of time.


Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT

January 15, 2016

I do not oppose:


V. Henry Gunter, Jr., Esquire

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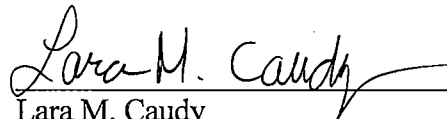
WAYLAND PURNELL,

APPELLANT

APPELLATE CASE NO. 2014-001501

CERTIFICATE OF SERVICE

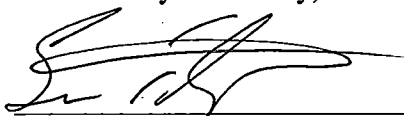
The undersigned attorney hereby certifies that a true copy of the Motion to File the Record on Appeal Out of Time in the above referenced case has been served upon V. Henry Gunter, Jr., Esquire, at Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 15th day of January, 2016.



Lara M. Caudy
Appellate Defender

ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 15th day of January, 2016.



(L.S.)
Notary Public for South Carolina
My Commission Expires: October 30, 2022.