

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS  
\_\_\_\_\_  
Appeal From Laurens County  
Eugene C. Griffith, Jr., Circuit Court Judge  
\_\_\_\_\_

ORIGINAL

2/22  
222-12  
3.23.12

The State,

Respondent,

v.

Teresa Blakely,

Appellant.

\_\_\_\_\_  
**MOTION FOR SECOND EXTENSION OF TIME  
TO SERVE AND FILE RESPONDENT'S INITIAL BRIEF**  
\_\_\_\_\_

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

I.

The Initial Brief of Respondent and Designation of Matter were due to be served and filed on February 22, 2012.

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 Respondent 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. In the past few weeks, the undersigned

has submitted Initial Briefs in State v. Watson, State v. Phillips, State v. Policao et al., State v. Spriggs, State v. Cardneas et al., State v. Samuel, State v. McConnell, State v. Webb, State v. Saunders, State v. Kelly, State v. Cameron, State v. Leggette, State v. Harrison, State v. Burton, and State v. Hawes. The undersigned has completed a Petition for Writ of Certiorari in In the Matter of the Care and Treatment of Way, State v. Watkins State v. Hercheck, and State v. Sawyer, as well as a Return to the Petition for Writ of Certiorari in State v. Welch, In the Matter of the Care and Treatment of Way and State v. Burdine. Further, the undersigned has completed Petitions for Rehearing in State v. Taylor and In the Matter of the Care and Treatment of Williams. The undersigned has prepared for and participated in oral argument before the South Carolina Supreme Court in State v. Sterling, State v. Whitner, State v. Latimore, and State v. Binnarr, as well as in the Court of Appeals in State v. Phillip Miller, State v. Harlin, State v. Collins, In the Matter of the Care and Treatment of Williams, State v. Gregory, State v. Epting, and State v. Wood. The undersigned is also preparing for oral argument this week in State v. Green.

### III.

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

WHEREFORE, Respondent 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 Respondent 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

JOHN W. McINTOSH  
Chief Deputy Attorney General

SALLEY W. ELLIOTT  
Senior Assistant Deputy Attorney General

WILLIAM M. BLITCH, JR.  
Assistant Attorney General



WILLIAM M. BLITCH, JR.  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-3727

ATTORNEYS FOR RESPONDENT

February 22, 2012

GRANTED  
JOHN CANNON FEW, C.J.  
FOR THE COURT

By: V. Claire Allen  
~~(Clerk)~~ (Deputy Clerk)

**FILED**  
3-1-12 DW

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The State,

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\_\_\_\_\_  
**PROOF OF SERVICE**  
\_\_\_\_\_

I, ELLEN R. DuBOIS, certify that I have served the within Motion for Second Extension of Time to Serve and File Respondent's Initial Brief on Appellant by depositing copies of the same in the United States mail, postage prepaid, addressed to:

C. Rauch Wise, Esquire  
305 Main Street  
Greenwood, SC 29646

I further certify that all parties required by Rule to be served have been served.  
This 22<sup>nd</sup> day of February, 2012

*Ellen R. DuBois*

\_\_\_\_\_  
ELLEN R. DuBOIS  
Legal Assistant  
Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727



ALAN WILSON  
ATTORNEY GENERAL

February 22, 2012

**VIA HAND DELIVERY**

The Honorable Tanya A. Gee  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: State v. Teresa Blakely

Dear Ms. Gee:

Enclosed please find the original and six (6) copies of Respondent's Motion for Second Extension of Time to Serve and File Respondent's Initial Brief along with proof of service for filing in the above-referenced appeal.

Sincerely,

William M. Blich, Jr.  
Assistant Attorney General

Enclosures

cc: C. Rauch Wise, Esquire  
Victim Services