

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal From Edgefield County  
Honorable R. Knox McMahon, Circuit Court Judge  
\_\_\_\_\_

**RECEIVED**

OCT - 5 2012

**S.C. Supreme Court**

THE STATE.

RESPONDENT,

vs.

STEVEN L. BARNES,

PETITIONER.

\_\_\_\_\_  
**PETITION FOR EXTENSION OF TIME TO SERVE AND FILE BRIEF OF  
RESPONDENT**  
\_\_\_\_\_

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

I.

The Brief of Respondent is due to be filed and served today, pursuant to two previous extensions granted by the Court.

II.

Due to an unusually heavy workload including the initial brief in State v. Falls, the return to petition for writ of certiorari in Ransom v. State, and preparing for oral argument in the Supreme Court in State v Evans,. I am unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Brief of Respondent.

III.

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This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

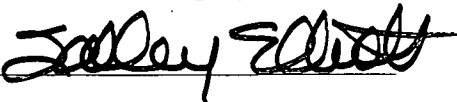
WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Brief of Respondent in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

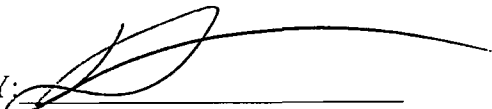
ALAN WILSON  
Attorney General

JOHN W. McINTOSH  
Chief Deputy Attorney General

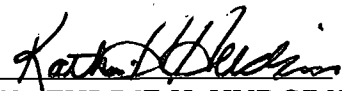
SALLEY W. ELLIOTT  
Senior Assistant Deputy Attorney General

BY: 

DAVID SPENCER  
Assistant Deputy Attorney General

BY:   
David Spencer

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727  
ATTORNEYS FOR RESPONDENT

  
KATHRINE H. HUDGINS  
Attorney for Petitioner

October 5, 2012

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**S.C. Supreme Court**

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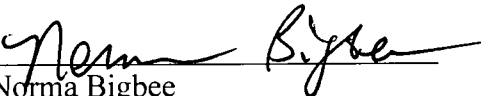
Petitioner.

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

I, Norma Bigbee certify that I have served the Petition for Extension of Time to Serve and File the Brief of Respondent on appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to his attorney of record, Kathrine H. Hudgins, Esquire, South Carolina Commission on Indigent Defense, Division of Appellate Defense, P.O. Box 11589, Columbia, SC 29211.

I further certify that all parties required by Rule to be served have been served.

This 5<sup>th</sup> day of October, 2012.

  
\_\_\_\_\_  
Norma Bigbee  
Legal Assistant

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727



ALAN WILSON  
ATTORNEY GENERAL

October 5, 2012

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S.C. Supreme Court

**VIA HAND DELIVERY**

The Honorable Daniel E. Shearouse  
Clerk of Court, South Carolina Supreme Court  
Post Office Box 11330  
Columbia SC 29211

RE: State v. Steven L. Barnes  
Appellate Case Tracking No: 2011-186426

Dear Mr. Shearouse:

Enclosed please find the Original and six (6) copies of the Petition for Extension of Time in which to Serve and File the Brief of Respondent in the above case.

Sincerely,

David Spencer  
Assistant Deputy Attorney General  
Bar No: 68571

DS/nb

Enclosures

cc: Kathrine H. Hudgins, Esquire (2 copies)

~~Ms. Trisha Allen~~