

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

---

APPEAL FROM SPARTANBURG COUNTY  
Court of General Sessions

Roger L. Couch, Circuit Court Judge

---

Case No.  
2007-GS-42-211

Jeffrey Bernard Falls,

Appellant,

v.

State of South Carolina

Respondent.

RECEIVED  
NOV 28 2011  
SC Court of Appeals

---

REQUEST FOR EXTENSION OF TIME TO ORDER TRANSCRIPTS

---

Now comes the Appellant, Jeffrey Bernard Falls, by and through his undersigned attorney, and moves this Honorable Court, for an extension of time in which to order the transcripts required in the appeal of this case; being to wit: the transcript of the trial of the Appellant and the transcript of a suppression hearing conducted by the Trial Court prior to the trial. This motion is based upon the following facts and circumstances.

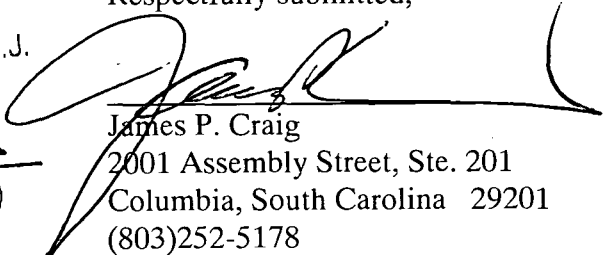
The Appellant was convicted of possession with intent to distribute cocaine in a jury trial before the Honorable Roger L. Couch on August 12, 2011 in the Court of General Sessions for the Seventh Judicial Circuit and the Appellant was sentenced to 25 years. The Appellant is currently incarcerated at Kirkland R and E Center, Columbia, South Carolina. The Defendant was represented at trial by Christopher P. Thompson, Esq. who filed a Notice of Appeal for the Appellant on August 17, 2011. Mr. Thompson did not order the

transcripts in this case as he was under the assumption that the Appellant would be represented in this appeal by the South Carolina Office of Indigent Counsel. However, the Appellant does not qualify to be represented by the South Carolina Office of Indigent Counsel and retained the undersigned to represent him in this appeal and the undersigned met with the Appellant for the first time at the Kirkland R and E Center on November 9, 2011.

The undersigned submitted an Order for Substitution of Counsel to the South Carolina Court of Appeals which was granted on November 17, 2011 and the Court of Appeals issued a letter to the undersigned dated November 17, 2011 in which it advised that the Order for Substitution of Counsel had been granted and that the Appellant had ten (10) days from the date of the letter (i.e. 10 days from November 17, 2011) to order the transcripts. However, the letter from the Court of Appeals was sent to the undersigned's Post Office Box which was located in the Capital Station which is a post office branch that has been closed and the undersigned received the letter from the Court of Appeals on November 28, 2011 being the first business day following the Thanksgiving holiday. Therefore, the undersigned requests an additional thirty (30) days to order the transcripts.

The undersigned contacted Salley W. Elliott, Esq. in the Office of the South Carolina Attorney General who will be representing the State in the appeal and Ms. Elliott advised that she has no objection to an extension of time to procure the transcripts.

Respectfully submitted,

  
James P. Craig  
2001 Assembly Street, Ste. 201  
Columbia, South Carolina 29201  
(803)252-5178  
Attorney for Appellant

**FILED**  
12-12-11  
**GRANTED**  
JOHN CANNON FEW, C.J.  
FOR THE COURT

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

November, 28, 2011

**CERTIFICATE OF SERVICE**

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

APPEAL FROM SPARTANBURG COUNTY  
Court of General Sessions

Roger L. Couch, Circuit Court Judge

Case No. 2007-CS-42-02111

State of South Carolina

Respondent,

v.

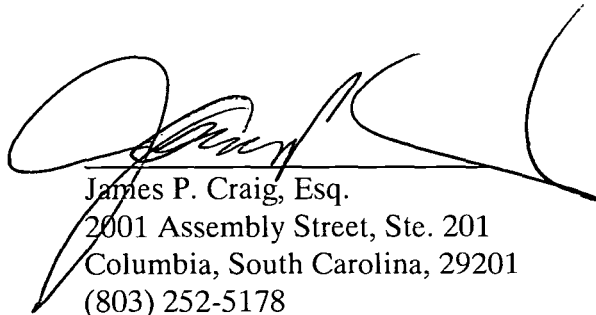
Jeffrey Bernard Falls,

Appellant.

RECEIVED  
NOV 28 2011  
SC Court of Appeals

**CERTIFICATE OF SERVICE**

I certify that I have served the Request for Extension of Time, on State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on November 28, 2011, addressed to its attorney of record, Salley W. Elliott, Esq., P.O. Box 11549, Columbia, South Carolina 29211 with a copy via email.



James P. Craig, Esq.  
2001 Assembly Street, Ste. 201  
Columbia, South Carolina, 29201  
(803) 252-5178  
Attorney for Appellant

November 28, 2011