

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.

MOTION FOR EXTENSION OF TIME TO FILE APPELLANT'S BRIEF

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 file the Appellant's Brief. 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's charges stem from a quantity of cocaine that was seized from the Appellant's vehicle by South Carolina Highway Patrol troopers during a traffic stop of the Appellant on I-85 in Spartanburg County, South Carolina in February, 2007. The traffic stop was recorded on the arresting officer's dash camera and was introduced into evidence as the State's Exhibit #1.

The Appellant challenged the validity of the search and seizure at the traffic stop and filed a

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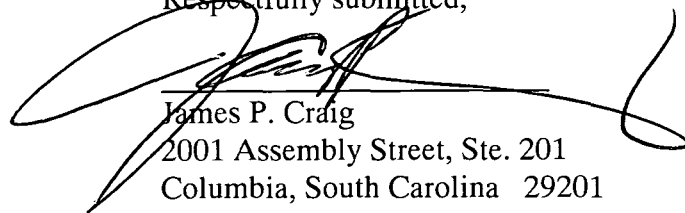
motion to suppress the cocaine seized in the search and the Court denied the Appellant's motion to suppress and allowed the cocaine to be introduced into evidence. Central to the suppression hearing and the ensuing trial of the Defendant was the playing of the tape of the arrest as caught on the arresting officer's dash camera.

The Appellant's attorney received the transcript of the trial on February 1, 2012 but the copy of the transcript provided by the court reporter did not include a copy of the exhibits introduced at trial nor a copy of the arresting officer's tape of the arrest as captured by his dash camera and the Appellant's attorney is in the process of procuring a copy of the exhibits and making arrangements to view the tape of the arrest as well as to make arrangements to have the tape of the arrest and all other exhibits submitted with the Appellant's brief.

The Appellant's brief would be due on March 2, 2012 and the Appellant is moving this Honorable Court for an extension of time to file the Appellant's brief until thirty (30) days after receipt of a copy of the exhibits introduced into evidence of the trial of this case and a copy of the tape of the arrest as captured in the arresting officer's dash camera.

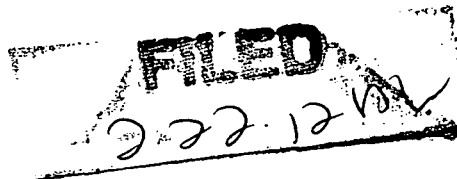
The undersigned has contacted Salley W. Elliott, Esq. in the Office of the South Carolina Attorney General who is representing the State in the appeal and Ms. Elliott advised that she has no objection to an extension of time in which to file the Appellant's Brief as set forth hereinabove

Respectfully submitted,



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

February 14, 2012



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

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

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.

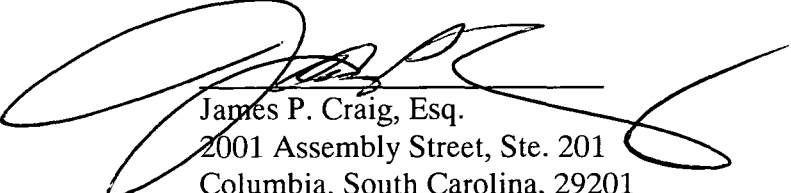
Jeffrey Bernard Falls,

Appellant.

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CERTIFICATE OF SERVICE

I certify that I have served the Motion for Extension of Time to File Appellant's Brief, on State of South Carolina by depositing a copy of it in the United States Mail, postage prepaid, on February 14, 2012 addressed to its attorney of record, Salley W. Elliott, Esq., P.O. Box 11549, Columbia, South Carolina 29211 with a copy via email.


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February 14, 2012