

ORIGINAL

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Aiken County

R. Knox McMahon, Circuit Court Judge

RECEIVED

JUN 10 2016

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MARVIN BROCK JOHNSON,

APPELLANT

MOTION TO ACCEPT THE
FINAL REPLY BRIEF OF APPELLANT OUT OF TIME

Counsel for Marvin Brock Johnson respectfully requests the Court to accept the Final Reply Brief of Appellant in this case out of time. In support of this request, counsel shows:

- (1) The Final Reply Brief of Appellant was due to be served and filed with this Court on June 6, 2016, in accordance with Rule 211, SCACR.
- (2) Though Counsel completed the final briefs early, the due date for the final briefs was inadvertently left off of her calendar. While the Clerk's Office graciously allowed the filing of the Final Brief of Appellant on June 8, 2016 without a motion, counsel inadvertently did not also file the Final Reply Brief of Appellant. Immediately upon realizing the oversight today, counsel printed and signed the Final Reply Brief of Appellant and prepared this motion.
- (3) Counsel makes this request in good faith and not for purposes of delay.

WHEREFORE, counsel for appellant respectfully requests the Court accept the Final Reply
Brief of Appellant as filed out of time.

Respectfully submitted,

A handwritten signature in cursive script that reads "Laura R. Baer". The signature is written in black ink and is positioned above a horizontal line.

Laura R. Baer
Appellate Defender

Attorney for Appellant

This 10th day of June, 2016