

STATE OF SOUTH CAROLINA
In the Court of Appeals

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JUL 15 2016

SC Court of Appeals

APPEAL FROM LEXINGTON COUNTY
Thomas A. Russo, Circuit Court Judge

Appellate Case No. 2014-002206

THE STATE,

Respondent,

v.

KEITH CHRISTOPHER OSBORNE,

Appellant.

**MOTION FOR THIRD EXTENSION OF TIME WITHIN WHICH
TO SERVE AND FILE INITIAL BRIEF OF APPELLANT
AND DESIGNATION OF MATTER**

Respondent ("the State"), through its undersigned counsel, would respectfully show unto the Court as follows:

I.

The Initial Brief of Appellant and Designation of Matter are due to be served and filed on today's date, July 15, 2016.

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 State moves for a **third** extension in the above-referenced criminal appeal and asks for an additional thirty days to complete the brief in this case. In the past few weeks, the undersigned has submitted a Return to Petition for a Writ of Certiorari in Mark Watson v. State and a Return

to Petition for a Writ of Certiorari in Tremaine Wray v. State, to the South Carolina Supreme Court. Additionally, the undersigned has submitted an Initial Brief of Respondent in State v. Wayne Beecher Carter, as well as accompanying motions and returns in that case to this Court.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared. The Brief in the above case has required significant research because the case involves a significant issue on appeal. The undersigned is currently working on the Brief in this case and hopes to have it completed in a timely manner. The State would therefore request an extension of time within which to serve and file the Brief.

WHEREFORE, the State prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty days from the date such relief is granted; hold the matter in abeyance pending a ruling on the State's motion; and grant such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

MEGAN HARRIGAN JAMESON
Assistant Attorney General
S.C. Bar 100108

By: Megan Harrigan Jameson
Megan Harrigan Jameson, AAG

By: J. Benjamin Aplin
J. Benjamin Aplin, SADAG
Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

July 15, 2016

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Appellant.

PROOF OF SERVICE

I, Megan Harrigan Jameson, certify that I have served the within Motion for Third Extension of Time Within Which to Serve and File Initial Brief of Appellant and Designation of Matter on Appellant by depositing two copies of the same in the United States mail, postage prepaid, addressed to:

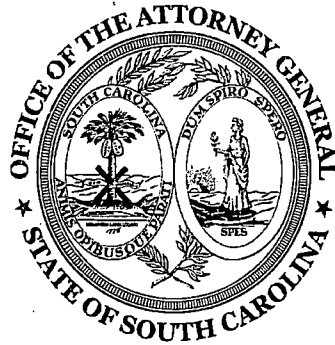
Tommy A. Thomas, Esquire
Post Office Box 88
Irmo, SC 29063

I further certify that all parties required by Rule to be served have been served.
This 15th day of July, 2016.


MEGAN HARRIGAN JAMESON
Assistant Attorney General

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

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SC Court of Appeals

ALAN WILSON
ATTORNEY GENERAL

July 15, 2016

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

RE: State v. Keith Christopher Osborne – Appellate Case No. 2014-002206

Dear Ms. Kitchings:

Enclosed please find the original and six copies of the Motion for Third Extension of Time within Which to Serve and File Initial Brief of Respondent and Designation of Matter, along with proof of service, for filing in the above-referenced appeal.

Sincerely,

Megan Harrigan Jameson
Assistant Attorney General
S.C. Bar Number 100108

MHJ/
Enclosures

cc: Tommy A. Thomas, Esquire
Victim Services