

STATE OF SOUTH CAROLINA
COURT OF APPEALS

Appeal from Horry County
Markley Dennis, Circuit Court Judge

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SEP 26 2016

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

MARQUIS MCDONALD,

APPELLANT

APPELLATE CASE NO. 2014-002181

UNOPPOSED MOTION FOR AN EXTENSION OF TIME
IN WHICH TO FILE THE APPELLANT'S RECORD ON APPEAL

Counsel for appellant respectfully requests an extension of fifteen (15) days in which to file the appellant's record on appeal in this matter. This motion is made pursuant to the Order of the South Carolina Supreme Court dated March 18, 2009. This is a second request for an extension. In support of this request, counsel shows:

1. The appellant's Record on Appeal is due to be served and filed with the Court today.
2. Counsel for appellant respectfully submits that extraordinary circumstances exist which warrant the granting of an additional extension of time. Given the number of extensions previously granted and the order in which counsel attempts to manage his caseload, counsel believes that no further extension will be required.

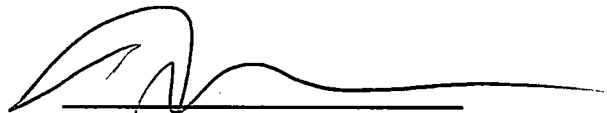
3. Specifically, counsel for appellant has been appointed in a pro-bono capacity under the appeals project, and is relying upon the appellate defender's office to copy the record on appeal, and to provide same to the clerk. The appellate defender's office believes that based upon its caseload and resources these copying and filing services will not be complete by the end of the day today. Counsel for appellant seeks to give the appellate defender's office adequate time to make copies and any necessary changes.

4. Counsel makes this request in good faith and not for purpose of delay.

5. Counsel for the Attorney General's office has been informed of this request, and does not oppose appellant's motion.

WHEREFORE, the undersigned counsel would respectfully request a fifteen day extension, in which to file the record on appeal in this case based upon the above exigent circumstances. Counsel requests that time limits for filing the record on appeal be held in abeyance pending a ruling on this motion.

Respectfully submitted,



Nick Mermiges, Esq. (SCBN 101640)
Law Office of Nick Mermiges, LCC
Attorney for Appellant
1720 Main St., Suite 202
Columbia, SC 29201
803-724-1258

DATE: , 2016

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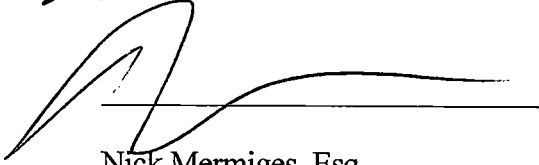
V.

MARQUIS MCDONALD,

APPELLANT

CERTIFICATE OF SERVICE

I certify that a true copy of the motion for an extension of time in which to file the petition for writ of certiorari and appendix in the above case has been served upon Sherrie Butterbaugh, Esquire and Donald Zelenka, Esquire, Assistant Attorney General, Office of the Attorney General, Rembert Dennis Building, 1000 Assembly Street, Room 519, Columbia, SC 29201, this 9/21, 2016, via US Mail.



Nick Mermiges, Esq.
ATTORNEY FOR PETITIONER



Law Office of Nick Mermiges, LLC

1720 Main Street, Suite 202, Columbia SC 29201

803-724-1258 (ph) | 803-724-1201 (fax) | Nick@NDMLaw.com

September 21, 2016

Via Email (JKitchings@SCCourts.org) and US Mail to:

Jenny Kitchings
SC Appeals Court Clerk
PO Box 11629
Columbia, SC 29211

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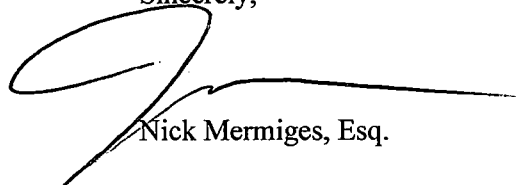
SC Court of Appeals

Re: State v. Marquis McDonald
App Case No.: 2014-002181

Dear Ms. Kitchings,

Enclosed please find one original and six (6) copies of appellant's unopposed motion for extension of time to prepare record on appeal.

Sincerely,



Nick Mermiges, Esq.

CC: Sherrie Butterbaugh, Esq. (US Mail)

Law Office of Nick Mermiges
1720 Main St., Suite 202
Columbia, SC 29201



Jenny Kitchings
SC Appeals Court Clerk
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