

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

APPEAL FROM GREENVILLE COUNTY  
Court of General Sessions  
J. Derham Cole, Circuit Court Judge

**RECEIVED**

OCT 11 2016

SC Court of Appeals

Appellate Case No. 2015-001615

State of South Carolina, ..... Respondent,  
v.  
James Michael Johnson, ..... Appellant.

MOTION

Appellant moves for an extension of thirty days in which to serve and file the Appellant's Initial Brief and Designation of Matter. Due to counsel's present case load of appellate, trial and other client matters, combined with the size of the record in the present case, research and briefing is not complete and additional time is needed to fully research the and brief all issues. Counsel has just completed and submitted a respondent's brief in the cross-appeal of Moore v. Moore and is working on completing the reply brief due on October 14, 2016. Counsel also is working on the petition for writ of certiorari in Alejandro Jimenez v. State, which is due in the Supreme Court on October 10, 2016. Counsel is further preparing for a CSC w/minor trial set for the week of October 17<sup>th</sup> in Spartanburg County and a double homicide trial in Laurens County for the week of October 24<sup>th</sup>. Counsel is therefore in need of additional time in which to serve and file the Appellant's Initial Brief and Designation of Matter.

Counsel certifies that an extension of time is necessary to properly present the issues in this case and is not intended to cause undue delay.



Respectfully submitted,



J. Falkner Wilkes (SC Bar #12893)  
114 Whitsett Street  
Greenville, SC 29601  
(864) 282-1292  
(864) 271-6035 (facsimile)

*Counsel for Appellant*

October 6, 2016.

Other Counsel of Record:

Alan Wilson, Attorney General  
Office of the Attorney General  
P.O. Box 11549  
Columbia, S.C. 29211

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CERTIFICATE

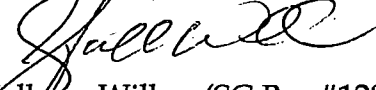
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I certify that on October 6, 2016, I served the Appellant's Motion for an extension of time in which to file and serve the Appellant's Brief and Designation of Matter on the Respondent by placing a copy of same in the United States Mail, first class postage prepaid, addressed to counsel for the Respondent, and others as indicated below:

Alan Wilson, Attorney General  
Office of the Attorney General  
P.O. Box 11549  
Columbia, S.C. 29211  
Appellate Attorney for Respondent

Jenny Abbott Kitchings  
Clerk of Court  
1015 Sumter Street  
Columbia, South Carolina 29201

Respectfully submitted,



J. Falkner Wilkes (SC Bar #12893)  
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*Counsel for Appellant*

October 6, 2016.