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4th AFB due 11/9/16

THE STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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SC Court of Appeals

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

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 completed and filed the petition for writ of certiorari in Alejandro Jimenez v. State, in the Supreme Court on November 7, 2016. Counsel has further spent a week of October 24th in trial in Laurens County. 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. Counsel submits that good causes exists for the extension requested.

J

Respectfully submitted,



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

Counsel for Appellant

November 9, 2016.

Other Counsel of Record:

Alan Wilson, Attorney General
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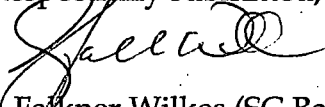
CERTIFICATE

I certify that on November 9, 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
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P.O. Box 11549
Columbia, S.C. 29211
(803) 253-6283 facsimile also
Appellate Attorney for Respondent

Jenny Abbott Kitchings
Clerk of Court
1015 Sumter Street
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Respectfully submitted,



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Counsel for Appellant

November 9, 2016.