

THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**  
DEC 12 2016  
SC Court of Appeals

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

Appellate Case No. 2015-001615

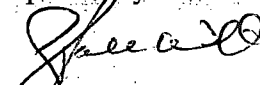
State of South Carolina, ..... Respondent,  
v.  
James Michael Johnson, ..... Appellant.

MOTION

Appellant moves to stay the appeal to allow counsel to communicate with the Appellant and attempt to obtain permission to dismiss the appeal. A review of the record in this case reveals little if any preserved error which would most likely require the filing of an Anders Brief. In counsel's opinion an Anders Brief would not be appropriate form of relief and would only delay the Appellant's ability to proceed with post conviction relief proceedings, the more appropriate avenue for relief in this case.

Wherefore, counsel moves the Court to stay the appeal to allow counsel to communicate with Appellant and attempt to obtain permission to dismiss the appeal.

Respectfully submitted,



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

*Counsel for Appellant*

December 9, 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

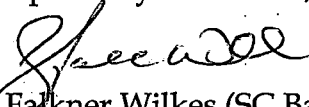
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I certify that on December 9, 2016, I served the Appellant's Motion to stay the appeal on the Respondent by placing a copy of same in the United States Mail, first class postage prepaid, addressed to counsel for the Respondent, and others as indicated below:

Alan Wilson, Attorney General  
Office of the Attorney General  
P.O. Box 11549  
Columbia, S.C. 29211  
(803) 253-6283 facsimile also  
Appellate Attorney for Respondent

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

Respectfully submitted,



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*Counsel for Appellant*

December 9, 2016.

