

RECEIVED

MAR 15 2017

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Laurens County  
The Honorable Donald B. Hocker, Circuit Court Judge  
Appeal Case No. 2016-000142

---

THE STATE,

Respondent,

V.

DARRELL RAINES,

Appellant.

---

**MOTION FOR THIRD EXTENSION OF TIME TO FILE  
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

---

The undersigned counsel would respectfully request a thirty (30) day extension in which to file the Initial Brief of Respondent and Designation of Matter in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following:

Respondent's Brief is due today, March 15, 2017, upon this Court's grant of Respondent's second request for an extension filed on February 13, 2017.

Counsel makes this second request due to her involvement in other matters within the past thirty days. Counsel has filed the Reply to the Response to Respondent's Motion for Summary Judgment in Nathaniel Teamer vs. Scott Lewis, Perry Correctional Institution, C/A No. 6:16-3340-PMD-KFM, a federal habeas action pending before the United States District Court for the District of South Carolina. Counsel has also filed the Initial Brief of Respondent in the matter of State vs. Billy Phillips, a direct appeal in a Jasper County murder case pending

before the South Carolina Court of Appeals. Counsel has also filed the Return and Memoranda of Law in Support of Motion for Summary Judgment in Nathaniel Teamer vs. Scott Lewis, Perry Correctional Institution, C/A No. 6:16-3339-PMD-KFM, a federal habeas action pending before the United States District Court for the District of South Carolina. Counsel has also spent a considerable amount of time drafting the Return and Memoranda of Law in Support of Motion for Summary Judgment in Terrance Griffin vs. Warden, Perry Correctional Institution, C/A No. 0:16-3691-MGL-PJG, a federal habeas action pending before the United States District Court for the District of South Carolina.

Counsel has also spent a significant amount of time reviewing the transcript and researching the issue in preparation for drafting the Initial Brief of Respondent in this matter. However, due to counsel's involvement in these and other matters pending in state and federal court, counsel is unable to timely complete the Initial Brief of Respondent and Designation of Matter in this proceeding. Thus, counsel is requesting an extension of time in which to file the Initial Brief of Respondent in this matter. This request is made in good faith, and not for the purposes of delay.

WHEREFORE, premises considered, counsel hereby respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully Submitted,

ALAN WILSON  
Attorney General

J. ROBERT BOLCHOZ  
Chief Deputy Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

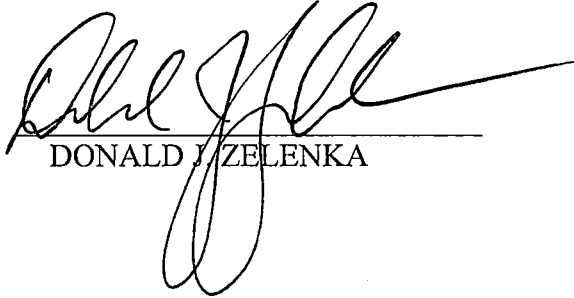
MARGARET G. BOYKIN  
Assistant Attorney General  
Bar No. 101017

Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

By:



MARGARET G. BOYKIN



DONALD J. ZELENKA

March 15, 2017

RECEIVED

MAR 15 2017

SC Court of Appeals

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

---

Appeal from Laurens County  
The Honorable Donald B. Hocker, Circuit Court Judge  
Appeal Case No. 2016-000142

---

THE STATE,

Respondent,

V.

DARRELL RAINES,

Appellant.

---

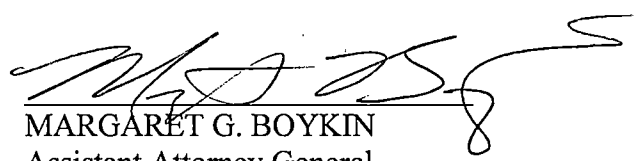
**CERTIFICATE OF SERVICE**

---

I, Margaret G. Boykin, of counsel for the Respondent, certify that I have served a copy of the within motion for a third extension to file Initial Brief of Respondent and Designation of Matter by depositing copy in the Interagency Mail to his attorney of record, John H. Strom, Appellate Defender, Division of Appellate Defense, 1330 Lady Street, Ste. 401, Columbia, SC 29201.

I further certify that all parties required by Rule to be served have been served.

This 15<sup>th</sup> day of March, 2017.

  
MARGARET G. BOYKIN  
Assistant Attorney General

Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305



RECEIVED

MAR 15 2017

SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

March 15, 2017

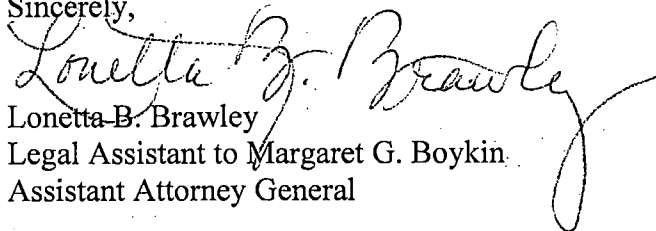
Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
P. O. Box 11629  
Columbia, SC 29211

Re: The State v. Darrell Raines  
Appellate Case No. 2016-000142

Dear Ms. Kitchings:

Enclosed please find a Motion to Enlarge Time for filing Initial Brief of Respondent and Designation of Matter in the above-captioned matter for filing in your office. By copy of this letter, I am serving opposing counsel with same.

Sincerely,

  
Lonetta B. Brawley  
Legal Assistant to Margaret G. Boykin  
Assistant Attorney General

/lbb  
Enclosure

cc: John H. Strom, Esquire