

4th AIB due 3/31/17

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THE STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

**RECEIVED**

Appeal from Pickens County  
Court of General Sessions

APR 03 2017

SC Court of Appeals

Brian M. Gibbons, Circuit Court Judge

Appellate Case No.: 2016-001387

The State, ..... Respondent,

v.

Suzanna Brown Simpson, ..... Appellant.

MOTION

Based on extraordinary circumstances, Appellant moves for an extension of time in which to serve and file the Appellant's Initial Brief and Designation of Matter in this case.

Counsel is in the final stages of briefing in this case however, briefing has not been completed due to client related matters in other cases that required emergency priority. This includes an extensive amount of time devoted to an emergency action in family court seeking protection of a minor child. Counsel has further been required to suspend the completion of briefing in this case to complete the briefing in State v. Looper, 2015-1493, in the Supreme Court which is due 040317. Additionally, counsel has other briefs in this Court that are being worked on simultaneously in an effort to move all cases forward.

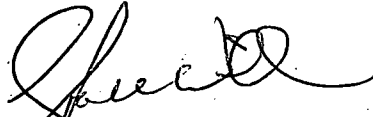
This request is based on an unusual number of urgent and time sensitive client matters that arose in a short period of time. An attempt to complete the briefing in this case by the current deadline would have resulted in prejudice to other client matters that could not be continued or delayed. That extraordinary circumstances exist requiring counsel to move for additional time to serve and file the initial brief and designation in this case.

Counsel is a sole practitioner and solely responsible for the research and briefing in all appellate cases, while at the same time, meeting all other client obligations. Counsel has arranged for back up counsel to assist in the event any additional client related emergencies arise that would delay briefing in this case.

Wherefore, Appellant moves for an additional thirty days in which to serve and file Appellant's Brief and Designation of Matter.

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Respectfully submitted,



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J. Falkner Wilkes, 12893  
114 Whitsett Street  
Greenville, SC 29601  
(864) 282-1292  
Counsel for Appellant

March 30, 2017.

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CERTIFICATE OF SERVICE

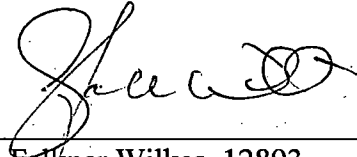
I certify that I have, on the 30<sup>th</sup> day of March, 2017, served a copy of the Appellant's Motion for an extension of time in which to file the Appellant's Initial Brief and Designation of Matter on the Respondent by placing a copy of same in the United States Mail, and by facsimile if so indicated, first class postage prepaid, addressed to counsel of record as follows:

John Benjamin Aplin, Esq.  
Office of the Attorney General  
P.O. Box 11549  
Columbia, SC 29211  
Counsel for Respondent

Jenny Abbott Kitchings  
Clerk of Court  
1220 Senate Street  
Columbia, South Carolina 29201

Suzanna Brown Simpson, 00368727  
Leath Correctional Institution  
2809 Airport Road  
Greenwood, SC 29649

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "J. Falkner Wilkes".

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J. Falkner Wilkes, 12893  
114 Whitsett Street  
Greenville, SC 29601  
(864) 282-1292  
Counsel for Appellant

March 30, 2017.