

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM CHEROKEE COUNTY
Court of General Sessions

Honorable R. Keith Kelly

Trial Court Case No.: 2015-GS-1100239
Appellate Case No.: 2015-001880

RECEIVED

APR 11 2017

SC Court of Appeals

The State,

Respondent,

v.

Thomas Anthony Styla,

Appellant.

**MOTION FOR EXTENSION TO FILE
INITIAL BRIEF OF APPELLANT AND
DESIGNATION OF MATTER TO BE INCLUDED
IN THE RECORD ON APPEAL**

COMES NOW, Jack B. Swerling, attorney for the Appellant, requesting an extension to file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal. Counsel previously requested an extension of thirty days, and was granted and extended until March 13, 2017, and then requested an additional extension of thirty days, and was granted and extended until April 12, 2017.

Counsel would respectfully request an additional sixty day extension to file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal due to

the following:

1. Counsel has an oral argument scheduled in the South Carolina Court of Appeals in the case of State v. Hoover to be heard on April 18, 2017. The case of State v. Gurley has been set tentatively for the May term of Court.

2. Counsel was in trial Beaufort County in the case of State v. Ingram, which began on March 27, 2017 and lasted four days.

3. Counsel is also scheduled for a date certain Murder trial in Lexington County on April 10, 2017 in the case of State v. Kight.

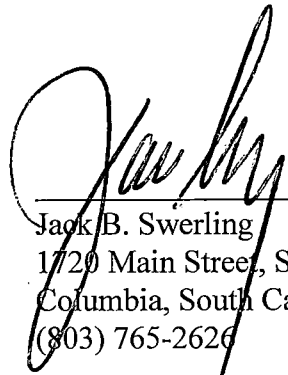
4. Counsel has been working on reviewing discovery and resolving the Irish Traveler's case; USA v. Mulholland. A plea was entered on February 28, 2017.

5. Counsel is also reviewing discovery in the case of USA v. Rodriguez which is presently pending in the United States District Court in Columbia.

6. Counsel is preparing objections to the Presentence Report (42 pages) in USA v. Walker, now due on April 24, 2017.

Counsel's paralegal, Kellie Switzer, has consulted with J. Benjamin Aplin, Interim Senior Assistant Deputy Attorney General, and he has no objection and consents to the request by counsel.

WHEREFORE, counsel prays the Court will grant an additional sixty day extension to file the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal for the foregoing reasons. This would give a new deadline of June 12, 2017.



Jack B. Swerling
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(803) 765-2626

Attorney for Appellant

Columbia, South Carolina
April 7, 2017

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PROOF OF SERVICE

I, Kellie A. Switzer, certify that I have served the **Motion for Extension to File the Initial Brief of Appellant and Designation of Matter to be Included in the Record on Appeal** on the following, by depositing a copy of it in the United States Mail, postage prepaid, on April 10, 2017, addressed to:

J. Benjamin Aplin, Interim Senior Assistant Deputy Attorney General
Office of the South Carolina Attorney General
Post Office Box 11549
Columbia, South Carolina 29211-1549

April 10, 2017



Kellie A. Switzer, Paralegal
Law Offices of Jack B. Swerling
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April 10, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

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SC Court of Appeals

RE: The State v. Thomas Anthony Styla
Appellate Case No.: 2015-001880

Dear Ms. Kitchings:

Enclosed for filing are the original and six copies of the Motion for Extension to File Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal, along with the Proof of Service, in the above referenced matter.

By copy of this letter, I am serving J. Benjamin Aplin, Interim Senior Assistant Deputy Attorney General, with a copy of same.

If you have any questions, do not hesitate to contact me.

Very truly yours,


Jack B. Swerling

JBS/alw
Enclosure

cc: J. Benjamin Aplin, Interim Senior Assistant Deputy Attorney General
Katherine Carruth Goode, Esquire
Thomas Anthony Styla #00369609
Dottie Crowder

