

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

ORIGINAL

Appeal from Greenwood County

RECEIVED

Honorable Eugene C. Griffith, Circuit Court Judge

JUN 15 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

ALPHONSO MORGAN,

APPELLANT

APPELLATE CASE NO 2016-000269

MOTION TO FILE THE FINAL BRIEF
ON APPEAL OUT OF TIME

Counsel for Alphonso Morgan petitions the Court to allow late filing of the Final Brief in this case. In support of this petition he shows:

1. The Final Brief of Appellant was due to be filed on June 7, 2017.
2. Due to miscommunication and a calendaring error the Final Brief due date was inadvertently overlooked. As a result the Final Brief was not filed.
3. The final brief has been prepared and is being filed along with this petition.
4. As indicated by his signature below, Assistant Attorney General Mark R. Farthing, of the Attorney General's Office, does not oppose this request.

✓

WHEREFORE, the undersigned counsel petitions the Court to allow late filing of the final brief.

Respectfully Submitted,

Robert M. Pachak
Robert M. Pachak
Appellate Defender
ATTORNEY FOR APPELLANT

This 15th day of June, 2017

I do not oppose:

for Mark R. Farthing, Esquire

This 15th day of June, 2017

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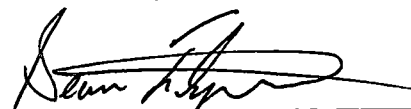
CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the Motion to File the Final Brief out of Time in the above referenced case has been served upon Mark R. Farthing, this 15th day of June, 2017.



Robert M. Pachak
Appellate Defender
ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 15th day of June, 2017.

 (L.S.)

Notary Public for South Carolina
My Commission Expires: October 30, 2022.