

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Richland County
Honorable R. Knox McMahon, Circuit Court Judge
Appellate Case Tracking No. 2016-001831

The State,

Respondent,

vs.

Timothy Alan Oertel,

Appellant.

**MOTION FOR EXTENSION OF TIME
TO SERVE AND FILE
INITIAL BRIEF OF RESPONDENT**

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AUG 21 2017

SC Court of Appeals

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to be served and filed August 21, 2017.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a second extension in the above referenced appeal. Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am unable to complete this brief on time. The



undersigned has completed several initial briefs, Returns to Petition for Certiorari and Briefs of Respondent in the last several weeks.

III.

This extension request is not intended for purposes of delay, but rather to ensure the Brief is properly researched and prepared. I would, therefore, request a second extension of time within which to serve and file the Initial Brief of Respondent.

WHEREFORE, Respondent prays that the Court hold this matter in abeyance until ruling on this motion, and extend the deadline for the service and filing of the Initial Brief of Respondent in this case for thirty (30) days from the date such relief is granted; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

WILLIAM M. BLITCH, JR.
Assistant Attorney General



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ATTORNEYS FOR RESPONDENT

August 21, 2017

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PROOF OF SERVICE

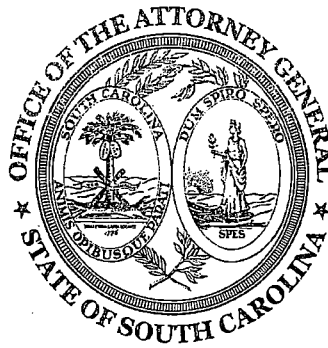
I, Anne A. Mueller, certify that I have served the Motion For Extension Of Time Within Which To Serve And File Initial Brief of Respondent on Appellant by depositing a copy of same in the United States mail, postage prepaid, addressed to:

James W. Boyd, Esquire
Post Office Box 36425
Rock Hill, South Carolina 29732

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

This 21st day of August, 2017.


ANNE A. MUELLER
Office of Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

August 21, 2017

VIA HAND DELIVERY

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

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AUG 21 2017
SC Court of Appeals

Re: State v. Timothy A. Oertel
Appellate Case Tracking No. 2016-001831

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of a Motion For Extension Of Time Within Which To Serve And File Initial Brief of Respondent along with proof of service for filing in the above-referenced appeal.

Sincerely,

William M. Blich, Jr.
Assistant Attorney General

Enclosures

cc: James W. Boyd, Esquire
Victim Services