

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Greenville County
Honorable Robin B. Stillwell, Circuit Court Judge

RECEIVED
OCT 19 2017
SC Court of Appeals

THE STATE,

Respondent,

vs.

ONTARIO STEFON PATRICK MAKINS,

Appellant.

Appellate Case No. 2016-002495

**MOTION FOR ISSUANCE
OF ORDER OF TRANSPORTATION
AND MOTION TO HOLD TIMELINES
IN ABEYANCE**

Respondent now moves for this Court to issue an Order of Transportation for State's Exhibit No. 2 (forensic interview) that is necessary to review in order to complete the Respondent's brief. Respondent also now moves to hold all due dates in abeyance pending this Court's issuance of the order:

I.

Respondent will need to review the exhibits prior to completing briefing in this case as the evidence is relevant to the analysis of the issues raised on appeal.

II.

Respondent also moves to hold the time-lines in abeyance until this Court rules on the State's motion.

III.

WHEREFORE, Respondent prays that this Court issue an Order of Transportation and hold the filing deadlines in abeyance pending resolution of this motion; and for such other and further relief as the Court may deem just and proper.

Respectfully submitted,

ALAN WILSON
Attorney General

DAVID SPENCER
Senior Assistant Attorney General

BY: 

DAVID SPENCER

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

October 19, 2017

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ONTARIO STEFON PATRICK MAKINS,

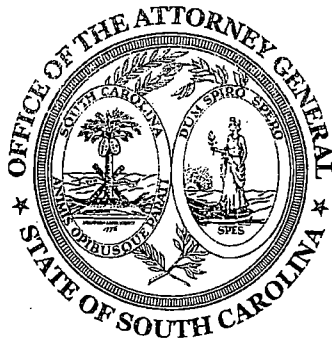
Appellant.

PROOF OF SERVICE

I, Anne Mueller, certify that I have served the within Motion for Issuance of Order of Transportation and Motion to Hold Timelines in Abeyance on Appellant by delivering two copies of the same to Taylor D. Gilliam, Esquire, S.C. Commission on Indigent Defense, Division of Appellate Defense, Post Office Box 11589, Columbia, South Carolina 29211-1589.

I further certify that all parties required by Rule to be served have been served.
This 19th day of October, 2017.


Anne A. Mueller
Legal Assistant
Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727



ALAN WILSON
ATTORNEY GENERAL

October 19, 2017

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SC Court of Appeals


The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

Re: The State v. Ontario Stefon Patrick Makins
Appellate Case No: 2016-002495

Dear Ms. Kitchings:

Enclosed please find an original and six (6) copies of the Motion for Issuance of Order of Transportation and Motion to Hold Timelines in Abeyance, including proof of service, in the above-referenced case.

Sincerely,

for 

David Spencer
Senior Assistant Attorney General
S.C. Bar No: 68571

DS/aam
Enclosures

cc: Taylor D. Gilliam (with two copies)
Victim Advocacy Division