

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

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Appeal from Charleston County

Honorable J.C. Nicholson, Circuit Court Judge

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DEC 18 2017

SC Court of Appeals

THE STATE,

RESPONDENT,

V.

STEWART J. MIDDLETON,

APPELLANT

APPELLATE CASE NO. 2017-002478

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PETITION FOR EXTENSION TO ORDER THE TRANSCRIPT

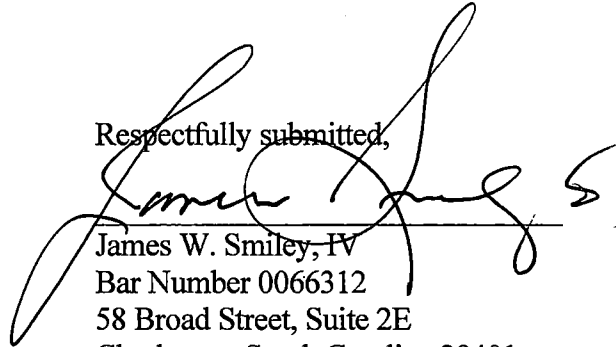
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The undersigned counsel respectfully requests a sixty day extension in which to order the transcript in the above-referenced case. In support of this motion, counsel would respectfully show the Court the following extraordinary circumstances:

1. The Defendant's application for representation by SCCID, Appellate Division has not been completed and accepted as of December 14, 2017
2. The Defendant's Trial Counsel filed a motion on Appellant's behalf to appoint Indigent Defense and to pay for the Transcript, but motions have not been acted upon as of December 14, 2017
3. This request is made in good faith, and not for purposes of delay.

WHEREFORE, the undersigned counsel would respectfully request a sixty day extension.  
Counsel respectfully requests that the time limits for ordering the transcript be held in abeyance pending a ruling on this motion.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "James W. Smiley, IV", is written over a horizontal line. The signature is stylized and cursive.

James W. Smiley, IV  
Bar Number 0066312  
58 Broad Street, Suite 2E  
Charleston, South Carolina 29401

# The Law Office of James W. Smiley, IV



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E-Mail: jamesmiley@me.com

Thursday, December 14, 2017

The Honorable Kenneth A. Richstad  
Clerk of Court, SC Court of Appeals  
Post Office Box 11629  
Columbia, SC 29211

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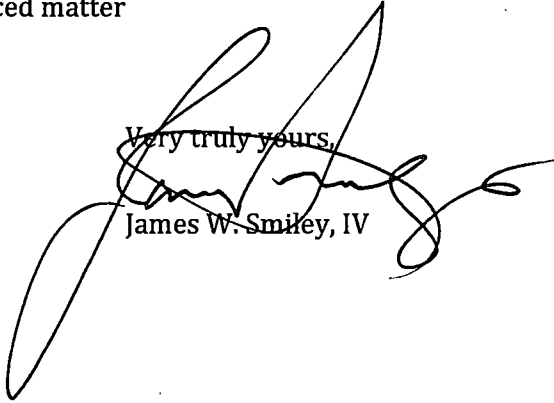
**Re: State of South Carolina v. Stewart J. Middleton**

**Appellate Case No. 2017-002478**

Dear Mr. Richstad:

Enclosed please find for filing a Petition For Extension To Order The Transcript of Appeal in the above referenced matter

Very truly yours,

  
James W. Smiley, IV

✓

JW SMILEY  
58 BROAD ST 2E  
Chas. SC 29401

CHARLESTON SC 29401

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THE HONORABLE KENNETH A. RICHSTAD  
CLERK OF COURT, SC COURT OF APPEALS  
POST OFFICE BOX 11629  
COLUMBIA, SC

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