

**STATE OF SOUTH CAROLINA  
In the Court of Appeals**

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Appeal from Beaufort County  
The Honorable Michael G. Nettles, Circuit Court Judge

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**RECEIVED**  
DEC 14 2017  
SC Court of Appeals

**THE STATE,**

**RESPONDENT,**

v.

**JASMINE NICOLE FEMIA,**

**APPELLANT.**

Appellate Case No. 2016-001771

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**MOTION TO FILE OUT OF TIME THE  
FINAL BRIEF OF RESPONDENT**

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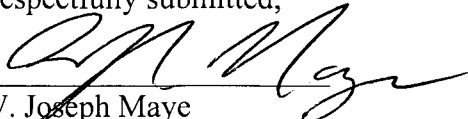
Respondent, the State, moves this Court to accept the Final Brief of Respondent in this case as filed out of time:

1. The Record on Appeal was served on November 21, 2017.
2. Respondent's Final Brief was due to be served twenty (20) days later, on Monday, December 11, 2017. However, the date for filing was inadvertently calendared based on the date of receipt, opposed to the Certificate of Service. The Record on Appeal was received by our office on November 27, 2017. Today, December 14, 2017, Respondent was advised of this error and the Final Brief of Respondent is being conditionally filed and served today, December 14, 2017.
3. Counsel for the Petitioner was notified by telephone of this request, and has

consented to this motion.

WHEREFORE, undersigned counsel for Respondent requests the Court accept the Final Brief of Respondent as filed and served out of time in this case.

Respectfully submitted,



W. Joseph Maye  
Assistant Attorney General  
S.C. Bar # 100851  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305  
Attorney for Respondent

This 14<sup>th</sup> day of December, 2017.

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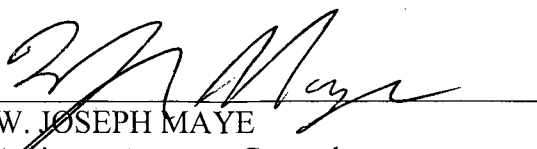
CERTIFICATE OF SERVICE

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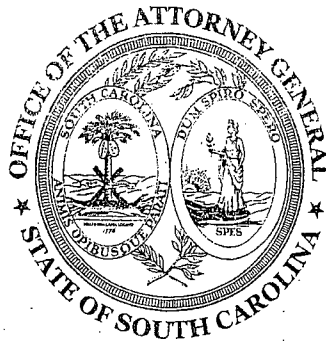
I, W. Joseph Maye, hereby certify that I have served the Motion to File Out of Time the Final Brief of Respondent, on Petitioner by depositing a copy of same in the United States Mail, postage prepaid addressed to:

**LaNelle C. DuRant, Esq.**  
SCCID/Division of Appellate Defense  
1330 Lady Street, Ste. 5401  
Columbia, SC 29201

This 14<sup>th</sup> day of December, 2017.

  
W. JOSEPH MAYE  
Assistant Attorney General  
S.C. Bar # 100851  
Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
(803) 734-6305

ATTORNEY FOR RESPONDENT



ALAN WILSON  
ATTORNEY GENERAL

December 14, 2017

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

**RECEIVED**

DEC 14 2017

SC Court of Appeals

Re: State v. Jasmine Nicole Femia  
Appellate Case No. 2016-001771

Dear Ms. Kitchings:

Enclosed for filing in your office is an original and six (6) copies of Respondent's Motion to File Out of Time the Final Brief of Respondent, and the original and nine (9) copies of the Final Brief of Respondent in the above-referenced case, together with Certificate of Compliance and Certificate of Service.

Thank you for your assistance in this matter.

Sincerely,

W. Joseph Maye  
Assistant Attorney General

WJM/dmd  
Enclosures

cc: LaNelle C. DuRant, Esq. (w/three copies of encls.)  
The Honorable Isaac McDuffie Stone (w/copy of encls.)  
Trisha Allen, Victim Advocacy Division (w/copy of encls.)