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VIA US MAIL

December 31, 2012

The Honorable Daniel E. Shearouse  
Clerk, Supreme Court of South Carolina  
Post Office Box 11330  
Columbia, South Carolina 29211

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JAN 03 2013

S.C. SUPREME COURT

RE: The State, Respondent v Anthony Clark Odom, Appellant,  
Appellate Case No.: 2012-206186

Dear Mr. Shearouse:

I am in receipt of the Respondent's request for another extension of time to file their Initial Brief and Designation of Matter. If approved this would be the third extension received by the Respondent. We are, therefore, respectfully requesting that the Court note this as a third request and deny the request for extension.

As a brief review, the Initial Brief of Appellant was served October 10, 2012. By letter to the Court of November 13, 2012 the Respondent stated that they did not obtain the transcript until October 31, 2012 and sought a 30 day extension from that date. That first extension request was approved by the Court without objection from the Appellant. In the Court's grant of that extension by letter of November 15, 2012 the Court noted that the Respondent's brief was due November 30, 2012. Thereafter, by their letters of November 30, 2012 and December 3, 2012 the Respondent requested and was granted a second extension of time giving them until December 31, 2012 to submit their brief. We believe, even given the other ongoing appeals being handled by the Attorney General's office, that sufficient time to respond has been allowed and that good cause for an additional extension is not present in this case.

Given that the Appellant's brief was served upon Respondent nearly 90 days ago, and in furtherance of fairness and justice, we oppose this third extension request and would ask that it be denied. In the event that this extension is granted, the Appellant asks that the extension be as limited in time as this Court believes just and proper.

Respectfully Submitted,

Brian McDaniel,  
Attorney for the Appellant

CC:

William Blitch Jr., Esquire Asst. Attorney General, PO Box 11549, Columbia, SC 29211