

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM COUNTY OF GREENVILLE
Court of General Sessions

Edward W. Miller, Circuit Court Judge

Appellate Case No.: 2016-002476
Indictment Nos: 2014-GS-23-06783 and 2014-GS-23-07319

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JUN 11 2018
SC Court of Appeals

The State of South CarolinaRespondent,

vs.

Kendall Leamon,Appellant.

**MOTION FOR PERMISSION TO FILE RECORD ON APPEAL AND APPELLANT'S
FINAL BRIEF OUT OF TIME**

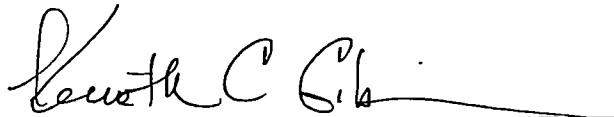
Counsel for Appellant hereby requests permission to file the Record on Appeal and Appellant's Final Brief out of time. This request is not intended for the purpose of delay. Rather, this request is necessary to the fact that Appellant does not currently have the resources to pay for the printing of the Record on Appeal and his final brief and needs additional time to see if he will be able to get the necessary funds for same.

Appellant was injured and has been unable to continue working. As a result, his finances are severely limited and as a result he has been unable to come up with the necessary funds to pay for the costs of printing the Record on Appeal and his final brief pursuant to the rules of this court.

Appellant is currently in the process of trying to come up with the money to pay for same. Appellant Counsel is assisting Appellant by handling this appeal pro-bono but is not in a position to also bear the costs of this appeal.

Accordingly, Counsel for Appellant requests permission to file out of time and an additional 30 days to file both his Record on Appeal and his final brief. Both the Record and the Final Brief have been prepared and are ready to be printed and filed once Appellant is able to come up with the necessary funds.

Date: June 7, 2018



Kenneth Gibson (S.C. Bar No. 0069288)
THE LAW OFFICE OF KENNETH GIBSON
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Attorney for Appellant

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Attorneys for the Respondent

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The State of South CarolinaRespondent,

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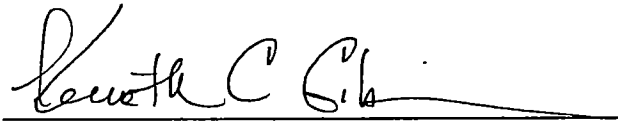
Kendall Leamon,Appellant.

PROOF OF SERVICE

The undersigned hereby certifies that he is a person of such age and discretion as to be competent to serve process and that on the 27th day of September 2017, he served a copy of the attached **MOTION FOR PERMISSION TO FILE RECORD ON APPEAL AND APPELLANT'S FINAL BRIEF OUT OF TIME** upon The State of South Carolina by regular and facsimile to:

William Frederick Schumacher, IV
Alan M. Wilson
Office of the South Carolina Attorney General
Post Office Box 11549
Columbia, SC 29211-1549.

Date: June 7, 2018

A handwritten signature in black ink, appearing to read "Kenneth C. Gibson". The signature is written in a cursive style with a long horizontal flourish extending to the right.

Kenneth Gibson

Kenneth C. Gibson
Attorney at Law

220 North Main Street, Ste. 500 (29601)
Post Office Box 5536 • Greenville, SC 29606
Phone: (864) 241-6699 • Facsimile: (864) 241-6211

June 7, 2018

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

RE: State of South Carolina v. Kendall Leamon
Appellate Case No. 2016-002476
Indictment Nos.: 2014-GS-23-06783 and 2014-GS-23-07319

Dear Honorable Ms. Kitchings:

Please find enclosed for filing the original and six copies of my **MOTION FOR PERMISSION TO FILE RECORD ON APPEAL AND APPELLANT'S FINAL BRIEF OUT OF TIME.**

Should you have any questions please contact me at your earliest convenience.

Sincerely,



Kenneth Gibson

Enclosures

cc: William Frederick Schumacher, IV, Esquire
Alan M. Wilson, Esquire
Mathew Wallace, Esquire (by electronic mail)

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SC Court of Appeals

Kenneth C. Gibson
Attorney at Law

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