

STATE OF SOUTH CAROLINA

IN THE COURT OF APPEALS

Appeal from Pickens County

The Honorable Perry H Gravely

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JUL 09 2018
SC Court of Appeals

THE STATE,

RESPONDENT,

V.

DAVID SCOTT BAGWELL,

APPELLANT,

Appellate Case No.: 2017-001844,

**MOTION FOR EXTENSION OF
TIME TO FILE INITIAL BRIEF OF APPELLANT AND DESIGNATION OF MATTER**

Appellant, David Scott Bagwell, moves this Court for an additional seven (7) day extension of time in which to file the Initial Brief of Appellant and Designation of Matter to be filed July 9, 2018. This is Appellant's Fifth request for an Extension of Time and third such request since undersigned counsel was appointed to this case.

Undersigned Counsel was appointed to represent Appellant as part of the 2018 Appellate Practice Project, conducted with the South Carolina Bar and the Division of Appellate Defense. Until this week undersigned Counsel had not been able to obtain a copy of State's Exhibit 2 which is the video recording of the victim's forensic interview. Undersigned counsel had requested a copy of the Exhibit from the Pickens County Clerk of Court's Office, the Office of Appellate Defense, Appellant's trial counsel, and opposing counsel John Aplin, Esq. On Monday July 2,


2018 counsel obtained a copy State's Exhibit 2, from counsel Aplin. Undersigned counsel does not believe he will have sufficient time since receiving the Exhibit on July 2 in order to complete the Appellant's Initial Brief and Designation of Matter by July 9, 2018.

THEREFORE, undersigned counsel for Appellant respectfully requests an additional extension of seven (7) days to complete the Initial Brief of Appellant and Designation of Matter.

Respectfully, Submitted.

JAMES K FALK
Appellant's appointed Counsel

Robert M Dudek
Chief Appellate Defender

By: 
JAMES K FALK
S.C Bar No. 80125

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ATTORNEY'S FOR APPELLANT

July 5, 2018
Charleston, South Carolina

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Pickens County

The Honorable Perry H Gravely

THE STATE,

V.

DAVID SCOTT BAGWELL,

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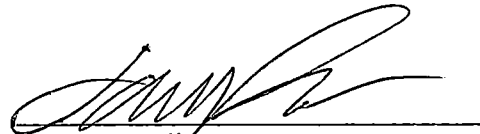
POOF OF SERVICE

I, James K Falk certify that I have served Appellant's Extension of Time to File Initial Brief of Appellant and Designation of Matter on counsel for Respondent, by depositing one copy of same in the United States mail, postage prepaid, to counsel for respondent, addresses as follows:

Alan McCrory Wilson, Esquire
Attorney General of South Carolina
S.C. Office of the Attorney General
PO Box 11549
Columbia, SC 29211-1549

John Benjamin Aplin, Esquire
S.C. Office of the Attorney General
PO Box 11549
Columbia, SC 29211-1549

This July 5, 2018



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ATTORNEY FOR APPELLANT

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Admitted to practice: KY(1984) S.C. (2010) jfalklaw@gmail.com

July 5, 2018

Clerk of Court
South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29211

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SC Court of Appeals

Re: The State v David Scott Bagwell, Appellate Case No. 2017-001844

Dear Ms. Kitchings:

Please find the enclosed Motion for Extension of Time and Certificate of Service, in the above appellate action. Please return a clocked copy of the Motion for Extension of Time and Certificate of Service in the enclosed SASE.

Should you have any additional questions please do not hesitate to contact my office.

With best regards, I am,



James K Falk

Thank you for your assistance.

Cc: John Aplin, Esq.
Alan Wilson, Esq.

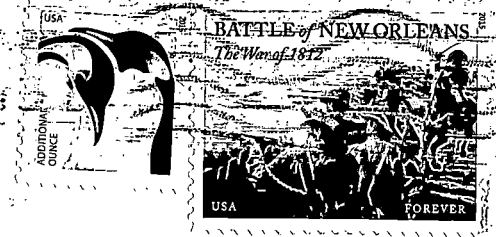
FALK LAW FIRM

PO Box 1058

Charleston, SC 29402

CHARLES TOLSON

OF JUL 2018



Clerk of Court.
South Carolina Court of Appeals
PO Box 11629
Columbia, SC 29211-

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