

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM PICKENS COUNTY
Court of General Sessions

Letitia H. Verdin, Circuit Court Judge

Appellate Case No.: 2017-002042
Case Nos.: 2015GS3901893, 2015GS3901895

RECEIVED
AUG 09 2018
SC Court of Appeals

The State Respondent

v.

Jaron Lamont Gibbs Appellant

**MOTION TO HOLD APPEAL
IN ABEYANCE**

Pursuant to Rule 240 of the South Carolina Appellate Court Rules, the undersigned attorney, counsel for appellant, Jaron Lamont Gibbs, respectfully moves to hold this appeal in abeyance awaiting the receipt of two transcripts for motion hearings held on September 1, 2017 and September 14, 2017.

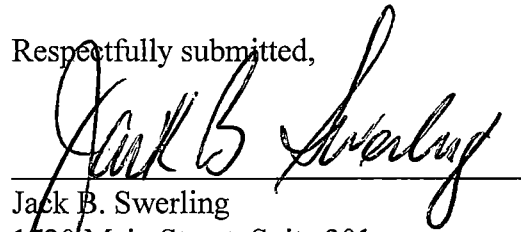
Appellant’s counsel previously ordered and received the transcript of the trial of this case. Counsel had been preparing a brief for filing with the Court, but discovered this week that there were hearings held on motions filed by Appellant’s trial counsel on the above referenced dates, which were held before the trial judge. Counsel immediately determined who the court reporters were for those dates and has ordered the transcripts. The transcripts

of the pre-trial motions hearings are needed before appellant's counsel can prepare the appellant's initial brief and designation of matter for inclusion in the record on appeal.

Counsel has communicated with respondent's counsel, Melody J. Brown, and Ms. Brown has indicated that she consents to this request to hold the appeal in abeyance pending receipt of the transcripts of the proceedings held on the above referenced dates.

Wherefore, counsel hereby respectfully moves to have this appeal held in abeyance pending receipt from the court reporters of the transcripts of the proceedings of September 1 and 14, 2017, and to have the due date for appellant's initial brief and designation of matter to be included in the record on appeal established thirty days following receipt of the transcripts.

Respectfully submitted,



Jack B. Swerling
1720 Main Street, Suite 301
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(803) 765-2626
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Attorney for Appellant

Columbia, South Carolina
August 9, 2018

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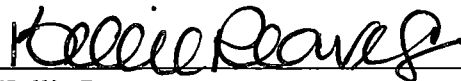
v.

Jaron Lamont Gibbs Appellant

PROOF OF SERVICE

I, Kellie Reaves, certify that I have served the **Motion to Hold Appeal in Abeyance** on the following, by depositing a copy of it in the United States Mail, postage prepaid, on August 9, 2018, addressed to:

Melody J. Brown, Senior Assistant Deputy Attorney General
Office of the South Carolina Attorney General
Post Office Box 11549
Columbia, South Carolina 29211-1549



Kellie Reaves
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August 9, 2018

VIA HAND-DELIVERY

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

RE: The State v. Jaron Lamont Gibbs
Appellate Case No.: 2017-002042

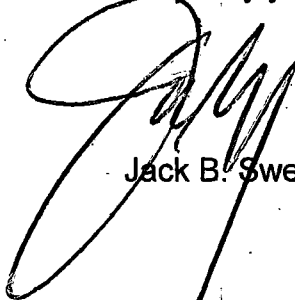
Dear Ms. Kitchings:

Enclosed for filing are the original and six (6) copies of the Motion to Hold Appeal in Abeyance, along with the Proof of Service, in the above referenced matter.

By copy of this letter, I am serving Melody J. Brown, Senior Assistant Deputy Attorney General, with a copy of same.

If you have any questions, do not hesitate to contact me.

Very truly yours,



Jack B. Swerling

JBS/ksr
Enclosures

cc: Melody J. Brown, Senior Assistant Deputy Attorney General
Katherine Carruth Goode, Esquire (VIA EMAIL)
Jaron Lamont Gibbs #00366858

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