

STATE OF SOUTH CAROLINA
In the Court of Appeals

Appeal From Greenville County
Robin B. Stilwell, Circuit Court Judge

Appellate Case No: 2017-001585

RECEIVED
SEP 10 2018
SC Court of Appeals

THE STATE.

Respondent,

vs.

DWAYNE CAMERON TALLENT,

Appellant.

MOTION FOR EXTENSION OF TIME

Respondent, through its undersigned counsel, would respectfully show unto this Court as follows:

I.

The Initial Brief of Respondent and Designation of Matter are due to the Court today, pursuant to a previous extension granted by the Court.

II.

Pursuant to RE: Extension Requests in Criminal Direct Appeals and Post-Conviction Relief Certiorari Proceedings: Order of the South Carolina Supreme Court dated March 18, 2009, the Respondent moves for a third extension in the above referenced appeal. Due to work required in other cases pending before this Court and the South Carolina Supreme Court, I am

unable to complete this Brief on time. I would therefore request an extension of time within which to serve and file the Initial Brief of Respondent and Designation of Matter.

III.

This extension request is not intended for purposes of delay, but rather to ensure that the Brief is properly researched and prepared.

WHEREFORE, Respondent prays that the Court extend the deadline for the service and filing of the Initial Brief of Respondent and Designation of Matter in this case for thirty (30) days; and for such other and further relief as the Court may deem just and proper.

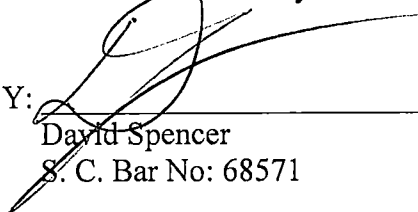
Respectfully submitted,

ALAN WILSON
Attorney General

J. BENJAMIN APLIN
Senior Assistant Deputy Attorney General

BY: _____

DAVID SPENCER
Senior Assistant Attorney General

BY:  _____
David Spencer
S. C. Bar No: 68571

Office of the Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3727

ATTORNEYS FOR RESPONDENT

September 10, 2018

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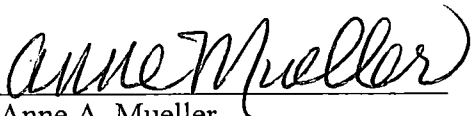
PROOF OF SERVICE

I, Anne A. Mueller, certify that I have served the Motion For Third Extension Of Time Within Which To Serve And File Initial Brief of Respondent on Appellant by depositing a copy of same in the United States mail, postage prepaid, addressed to:

J. Falkner Wilkes, Esquire
114 Whitsett St.
Greenville, SC 29601

Matthew J. Kappel, Esquire
Law Office of Matthew J. Kappel, PC
114 Whitsett Street
Greenville, SC 29601

I further certify that all parties required by Rule to be served have been served.
This 10th day of September, 2018.


Anne A. Mueller
Legal Assistant

Office of Attorney General
Post Office Box 11549
Columbia, SC 29211
(803) 734-3737



ALAN WILSON
ATTORNEY GENERAL

September 10, 2018

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SEP 10 2018
SC Court of Appeals

The Honorable Jenny Abbott Kitchings
Clerk of Court, South Carolina Court of Appeals
P.O. Box 11629
Columbia, SC 29201

RE: State v. Dwayne Cameron Tallent
Appellate Case No: 2017-001585

Dear Ms. Kitchings:

Enclosed please find the original and six (6) copies of the Motion for Extension of Time in the above case. By copy of this letter I am serving counsel for the appellant with a copy of this motion.

Sincerely,

David Spencer
Senior Assistant Attorney General
S.C. Bar No: 68571

DS/aam
Enclosures

cc: J. Falkner Wilkes, Esquire (w/enclosure)
Matthew J. Kappel, Esquire (w/enclosure)
Victim Advocacy Division