

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY

Court of General Sessions

The Honorable R. Ferrell Cothran, Jr. Circuit Court Judge

Appellate Case No. 2017-001669

Oscar James Small, Jr.....Appellant,

v.

State of South Carolina.....Respondent.

MOTION TO FILE OUT OF TIME

Counsel for Appellant, Oscar Small, respectfully asks this Court to allow her to file the Record on Appeal out of time. Counsel failed to calendar the due date for the Record when she received the Attorney General's brief, and missed the deadline. The Record was due on August 30, 2018. Counsel apologizes for the inconvenience.

Respectfully submitted,



Elizabeth Franklin-Best
Blume Franklin-Best & Young, LLC
900 Elmwood Avenue, Suite 200
Columbia, South Carolina 29201
(803) 765-1044
betsy@blumelaw.com

October 3, 2018

THE STATE OF SOUTH CAROLINA

In The Court of Appeals

APPEAL FROM ORANGEBURG COUNTY

Court of General Sessions

The Honorable R. Ferrell Cothran, Jr. Circuit Court Judge

Appellate Case No. 2017-001669

Oscar James Small, Jr.....Appellant,

v.

State of South Carolina.....Respondent.

CERTIFICATE OF SERVICE

Counsel certifies that she has sent a copy of the motion, via US Mail, postage pre-paid, on this date, October 3, 2018 to Scott Matthews of the South Carolina Attorney General's Office at P.O. Box 11549, Columbia, South Carolina 29211.

Respectfully submitted,



Elizabeth Franklin-Best
Blume Franklin-Best & Young, LLC
900 Elmwood Avenue, Suite 200
Columbia, South Carolina 29201
(803) 765-1044
betsy@blumelaw.com

October 3, 2018