

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM UNION COUNTY
Court of Common Pleas

William A. McKinnon , Circuit Court Judge

Appellate Case No. 2018-001902

In the Matter of the Care
and Treatment of
Melvin Beam

RECEIVED
OCT 31 2018
SC Court of Appeals

Appellant.

NOTICE OF MOTION AND
MOTION FOR EXTENSION OF TIME TO ORDER TRANSCRIPT

Please take notice that the undersigned attorney for the appellant hereby moves before the Court for an Order allowing an extension of time in which to order the transcript of the trial in this matter based on the following:

1. The undersigned was appointed to represent the appellant regarding his annual review in a sexually violent predator matter.
2. A jury trial was conducted in Union County, S.C., on October 8-9, 2018, with the Honorable William A. McKinnon presiding.
3. The jury returned a verdict adverse to the appellant (i.e., a verdict that appellant

should remain committed for long term control, care and treatment). As a result, Judge McKinnon issued an Order of Continued Commitment.

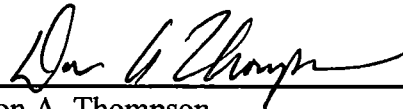
4. The appellant instructed the undersigned to appeal said verdict and Order.
5. On October 16, 2018, the undersigned served a Notice of Appeal on the State of South Carolina by depositing a copy of the same in the United States Mail, postage prepaid, addressed to the State's attorney of record, James G. Bogle, Jr., Assistant Attorney General, S.C. Attorney General's Office, Post Office Box 11549, Columbia, South Carolina 29211.
6. On that same day, the Notice of Appeal and Proof of Service was sent by mail, postage prepaid, to the Union County Clerk of Court for filing.
7. Also, on that same day, the undersigned sent copies by mail, postage prepaid, to the Office of Appellate Defense, expecting that office to handle the appeal since the undersigned was appointed by the Office of Indigent Defense as counsel for purposes of trial.
8. On October 18, 2018, the Notice of Appeal, Proof of Service and a copy of Judge McKinnon's written Order was sent by mail, postage prepaid, to the Clerk of Court for the South Carolina Court of Appeals for filing.
9. On October 26, 2018, the undersigned received a letter from the Office of Appellate Defense stating that said office "only handles SVP cases where the defendant is initially found a sexually violent predator and civilly committed" and does not handle appeals relating to matters arising from annual reviews.

10. The undersigned believes that it now becomes his responsibility to continue with the appeal in this matter, but it appears that the time period for ordering the transcript of the trial from the court reporter as set forth in Rule 207(a)(1), SCACR has now passed.

THEREFORE, the undersigned, as attorney for the appellant, prays that this Honorable Court grant an extension of time in which to order the transcript of trial from the court reporter so that he can proceed in this matter.

Respectfully Submitted,

October 30, 2018



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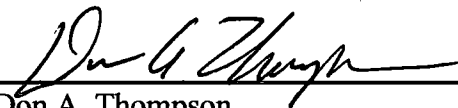
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PROOF OF SERVICE

I certify that I have served the Notice of Motion and Motion for Extension of Time to Order Transcript on the State of South Carolina (respondent) by delivering and leaving a copy of the same with the State's attorney of record, James G. Bogle, Jr., at his office at the S.C. Attorney General's Office, Rembert Dennis Building, 1000 Assembly Street, Room #519, Columbia, South Carolina 29201, on October 31, 2018.

October 31, 2018



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