

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lexington County
Honorable Eugene C. Griffith, Circuit Court Judge

THE STATE,

v.

JOHN CHRISTOPHER HART,

Appellant

Appellate Case No. 2017-001291.

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

Respondent, the State, moves this Court for an additional thirty (30) day extension of time in which to file the Initial Brief of Respondent and Designation of Matter. This is Respondent's third request for an extension of time in which to file the brief. In support of the request, undersigned counsel for Respondent would respectfully show unto the Court that she has been scheduled to complete a number of state and federal matters in the last thirty (30) days that include, but are not limited to, the following:

1. Drafted and filed two Initial Briefs of Respondent in this Court (*Mimi Marshall v. State*; *Jaron Gibbs v. State*);
2. Drafted and filed the Return and Memorandum in Support of Summary Judgment in a Federal Habeas Corpus action in the Federal District Court for the District of South Carolina (*Stevie Aiken*);

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DEC 07 2018
SC Court of Appeals
Respondent

3. Drafted and filed two other replies and/or responses to Federal Habeas Corpus actions pending in Federal District Court for the District of South Carolina (*Umar Clea; Stevie Aiken*);
4. Undersigned counsel is also engaged in preparation for a capital post-conviction relief hearing set to be held in January 2019 and is working on that matter in compliance with discovery dates pursuant to a Scheduling Order from the South Carolina Circuit Court (*Stephen Stanko v. State*).

Due to her caseload, undersigned counsel has begun work on the Initial Brief of Respondent in this case but has been unable to complete the responsive brief in a timely fashion. Counsel requests the additional time in order to do so.

This is the third request for an extension of time in which to file a response.

WHEREFORE, undersigned counsel for Respondent respectfully requests an additional extension of thirty (30) days to complete the Initial Brief of Respondent and Designation of Matter.

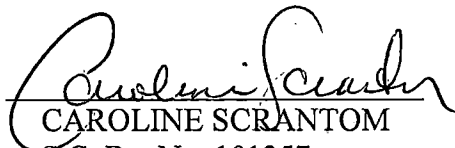
Respectfully submitted,

ALAN WILSON
Attorney General

DONALD J. ZELENKA
Deputy Attorney General

MELODY J. BROWN
Senior Assistant Deputy Attorney General

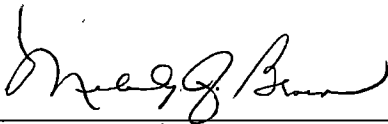
CAROLINE SCRANTOM
Assistant Attorney General

BY: 
CAROLINE SCRANTOM
S.C. Bar No. 101357
Office of the Attorney General
Post Office Box 11549
Columbia, South Carolina 29211
(803) 734-6305

ATTORNEY FOR RESPONDENT

December 7, 2018
Columbia, South Carolina

I support the finding of good cause.

By: 
MELODY J. BROWN,
Senior Assistant Deputy Attorney General

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

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PROOF OF SERVICE

I, Caroline Scramtom, certify that I have served Respondent's Motion for a Third Extension of Time on counsel for Appellant, by depositing one copy of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

Joanna K. Delany, Esq.
SCCID/Division of Appellate Defense
1330 Lady Street, Suite #401
Columbia, South Carolina 29201

This 7th day of December, 2018.


CAROLINE SCRANTOM

S.C. Bar No. 101357
Post Office Box 11549
Columbia, South Carolina 29211

ATTORNEY FOR RESPONDENT



ALAN WILSON
ATTORNEY GENERAL

December 7, 2018

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

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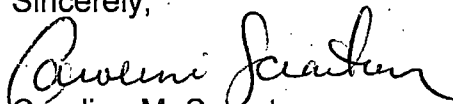
Re: The State vs. John Christopher Hart
Appellate Case No. 2017-001291

Dear Ms. Kitchings:

Enclosed for filing are the original and six (6) copies of the Respondent's Third Extension of Time to File Initial Brief of Respondent, together with Proof of Service, in the above-referenced matter. I am informing opposing counsel of my request by copy of this letter.

Thank you for your assistance in this matter.

Sincerely,


Caroline M. Scramton
Assistant Attorney General

CMS/ams
Enclosures

cc: Joanna K. Delany, Esq. (w/two copies of encls.)
Victim Advocacy Division (w/ copies of encls.)

✓