

SUPREME COURT OF SOUTH CAROLINA

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DEC 18 2018

APPEAL FROM CHARLESTON COUNTY
In The Court of Common Pleas

S.C. SUPREME COURT

Honorable Deadra Jefferson,
Common Pleas Judge of the Ninth Judicial Circuit

Case No.: 2017-002544

Eric Ancrum #265645,

Petitioner,

v.

State of South Carolina,

Respondent.

Petition to File the Appendix out of Time

Counsel would respectfully request to file the Appendix out of time. In support of this motion, counsel would respectfully show the Court the following:

1. The Appendix was originally filed in this case on May 3, 2018. This Appendix contained the filed Appendix from the Appeal of 2008-CP-10-1670. The trial transcript contained within the Appendix from the Appeal of 2008-CP-10-1670 contained hand-written annotations. These were not new annotations; rather these had been contained in the Court's copy of the Appendix from the Appeal of 2008-CP-10-1670.
2. On August 29, 2018, Respondent moved to strike the portions of the Appendix in this case that contained handwritten annotations.
3. On November 8, 2018, the Court Granted the motion to strike.
4. Upon receiving the Court's order, Counsel contacted the Attorney General's Office who indicated they had a clean copy of the trial transcript.
5. Unfortunately, Counsel inadvertently forgot to file the replacement Appendix.

6. Counsel has spoken with counsel for the State who does not oppose this request.

WHEREFORE, the undersigned counsel would respectfully request to file the substitute Appendix out of Time.

December 14, 2018



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Attorney for Petitioner

Respondent's Attorney:
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Columbia, SC 29211

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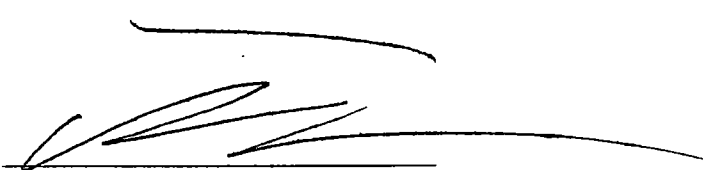
State of South Carolina,

Respondent.

Certificate of Service

I certify that on this day, I have served a copy of the substitute Appendix and the Petition to file the Substitute Appendix Out of Time in the above captioned case on Respondent by depositing it in the United States mail with postage prepaid and addressed to the Attorney for Respondent as listed below.

December 14, 2018



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The Law Office of Tristan M. Shaffer

Litigation • Injury Law • Criminal Defense

December 14, 2018

Daniel Shearouse
Supreme Court of South Carolina
P.O. Box 11330
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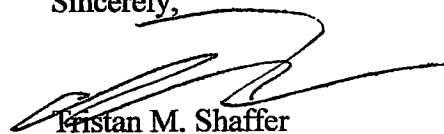
S.C. SUPREME COURT

Re: Eric Ancrum v. State 2017-002544

Dear Mr. Shearouse,

Please find the enclosed Petition to File the Substitute Appendix out of Time and the Substitute Appendix.

Sincerely,



Tristan M. Shaffer

CC: Megan Harrigan