

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM GREENVILLE COUNTY
Court of General Sessions

Perry H. Gravely, Circuit Judge

Appellate Case No. 2017-002539

RECEIVED

DEC 14 2018

SC Court of Appeals

The State.....Respondent,

v.

John Michael Hughes.....Appellant.

MOTION FOR EXTENSION OUT OF TIME TO SERVE AND FILE
APPELLANT'S INITIAL BRIEF AND
DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

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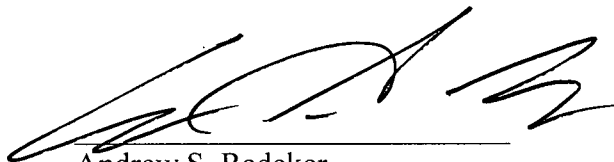
Appellant hereby moves pursuant to Rule 263(b), SCACR, for an extension of the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal in this case. The grounds for this motion are that there is good cause to grant the requested extension and that there are extraordinary circumstances that support the granting of an extension, as the following shows:

1. The undersigned let the deadline for service and filing of Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal pass. He should not have done that.
2. The undersigned, the attorney primarily handling this appeal, is a private practitioner who was appointed to represent the Appellant in this case through the appellate project continuing legal education pro bono program coordinated with the Office of Appellate Defense.
3. The undersigned is very embarrassed about how long it has taken him to finish the brief in this case. While not by any means an excuse, between the press of his case load and some of the worst writer's block he has ever experienced, he has not finished the brief until now.
4. Among other crimes, the Appellant in this case was convicted of murder, for which he was sentenced to 45 years' imprisonment. To say that the stakes are high is an understatement. The undersigned asks that you not punish the Appellant for the undersigned mistakes in not getting the brief done before now.

5. Appellant's counsel believes there is good cause to grant the requested extension of this deadline and that extraordinary circumstances support the granting of this extension.

WHEREFORE Appellant prays for an order extending the time in which to serve and file Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal to today, so that their service and filing will be deemed timely.

Respectfully submitted,



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December 14, 2018

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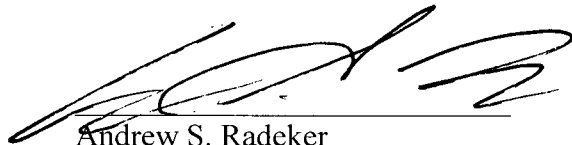
v.

John Michael Hughes.....Appellant.

PROOF OF SERVICE

I certify that I served the foregoing motion for extension of time by depositing a copy of it on the date shown below in the United States Mail, postage prepaid, addressed as follows:

The Hon. Alan M. Wilson
Melody J. Brown, Esq.
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