

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Spartanburg County
Robin B. Stillwell, Circuit Court Judge

JOHN WILLIE MACK, SR.,

PETITIONER,

V.

THE STATE,

RESPONDENT

Appellate Case No. 2017-001570

**MOTION TO FILE SUPPLEMENTAL APPENDIX
OUT OF TIME**

Pursuant to Rule 240, SCACR, Counsel for John Willie Mack, Sr., respectfully requests the Court to accept the request to file the supplemental appendix in this case out of time. In support of this request, counsel shows the following:

(1) The petition for writ of certiorari, accompanying appendix and supplemental appendix were due to be filed with the Supreme Court on March 28, 2018.

(2) The petition for writ of certiorari and accompanying appendix were filed on March 16, 2018. However, due to a clerical error, the supplemental appendix was not timely filed.

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(3) Megan H. Jameson, Esquire, of the Attorney General's office was assigned to the case at the time of the original filing on March 16, 2018. The case has since been transferred to Jordan Cox, Esquire.

(3) Undersigned counsel advised Mr. Jordan Cox, of the Attorney General's Office, of her intention to file this motion asking this Court to accept the request to file the supplemental appendix out of time. Mr. Cox indicated that he consents to this motion.

(4) Counsel makes this request in good faith and not for purposes of delay.

WHEREFORE, undersigned counsel respectfully requests this Court to accept this request to file the supplemental appendix out of time.


LaNelle Cantey DuRant
Appellate Defender

ATTORNEY FOR APPELLANT

January 16, 2019

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Appeal from Spartanburg County
Robin B. Stilwell, Circuit Court Judge

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JOHN WILLIE MACK, SR.,

PETITIONER,

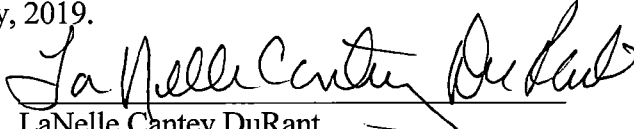
V.

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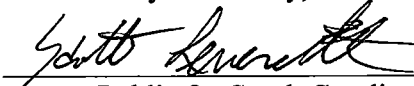
CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that a true copy of the motion to file the supplemental appendix out of time in the above referenced case has been served upon Jordan Cox, Esquire, this 16th day of January, 2019.


LaNelle Cantey DuRant
Appellate Defender

ATTORNEY FOR APPELLANT

SUBSCRIBED AND SWORN TO before me
this 16th day of January, 2019.

 (L.S.)
Notary Public for South Carolina
My Commission Expires: September 27, 2028.