

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal From Berkley County  
The Honorable Maite Murphy, Circuit Court Judge  
Appellate Case No. 2017-002130

SC Court of Appeals

THE STATE,

RESPONDENT,

vs.

RANDY WRIGHT,

APPELLANT.

**MOTION FOR FIFTH AND FINAL EXTENSION TO SERVE AND FILE  
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, State of South Carolina, hereby moves for a fifth and final extension of time to serve and file the Initial Brief of Respondent and Designation of Matter to be included in the Record on Appeal. In support of this motion, Respondent submits the following:

1. The Initial Brief of Respondent and Designation of Matter are due to be filed and served February 1, 2019, pursuant to this Court's grant of a fourth extension request. Respondent requests a fifth and final 30-day extension to serve and file these documents, which is not made for the purpose of delay. Counsel was close to finalizing preparation of the Respondent's Initial Brief and Designation of Matter and also preparing for an oral argument to be heard before the Supreme Court on January 30, 2019. However, a family emergency occurred on January 28, 2019, and she was unable

to finalize the Initial Brief of Respondent and Designation of Matter due to the unexpected emergency.

2. Counsel assures the Court completion of this brief is a high priority, and she will work diligently to complete it before the extended due date.

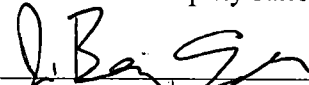
3. The undersigned consulted with counsel for the Appellant, and she is authorized to advise the Court counsel consents to the requested relief.

Based on the foregoing, Respondent respectfully requests this Court grant a fifth and final 30-day extension in which to serve and file the Initial Brief of Respondent and Designation of Matter, and that all deadlines be held in abeyance pending resolution of this motion.

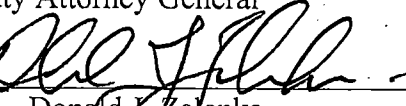
Respectfully submitted,

ALAN WILSON  
Attorney General

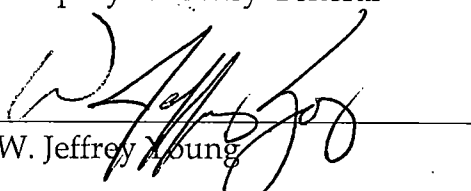
DEBORAH R.J. SHUPE  
Senior Assistant Deputy Attorney General

BY:   
for Deborah R.J. Shupe

DONALD J. ZELENKA  
Deputy Attorney General

BY:   
Donald J. Zelenka

W. JEFFREY YOUNG  
Chief Deputy Attorney General

BY:   
W. Jeffrey Young

Office of the Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727

ATTORNEYS FOR THE RESPONDENT

February 1, 2019

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal From Berkley County  
The Honorable Maite Murphy, Circuit Court Judge  
Appellate Case No. 2017-002130

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THE STATE,

RESPONDENT,

vs.

RANDY WRIGHT,

APPELLANT.

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**PROOF OF SERVICE**

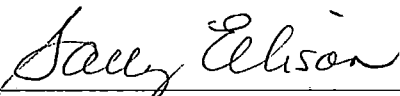
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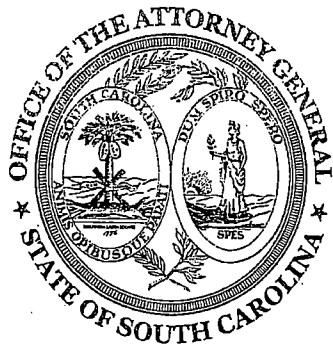
I, Sally Ellison, certify I served and filed the Motion for Fifth and Final Extension to Serve and File Initial Brief of Respondent and Designation of Matter, by depositing a copy in the United States mail, postage prepaid, addressed to:

Joanna Delany, Esquire  
Assistant Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589

I further certify all parties required by Rule to be served have been served.

This 1st day of February, 2019.

  
\_\_\_\_\_  
SALLY B. ELLISON  
Administrative Assistant  
Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-3727



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FEB 01 2019  
SC Court of Appeals

ALAN WILSON  
ATTORNEY GENERAL

February 1, 2019

**HAND-DELIVERY**

The Honorable Jenny A. Kitchings  
Clerk, SC Court of Appeals  
1220 Senate Street  
Columbia, South Carolina 29201

Re: The State v. Randy Wright  
Appellate Case No. 2017-002130

Dear Ms. Kitchings:

Enclosed for filing are an original and seven (7) copies of a Motion for Fifth and Final Extension to Serve and File Initial Brief of Respondent and Designation of Matter.

By copy of this correspondence, I am serving counsel for the Appellant with a copy of the Respondent's Motion.

Sincerely yours,

Deborah R.J. Shupe  
Senior Assistant Deputy Attorney General

DRJS/se  
Enclosures

cc: Joanna K. Delany, Esquire (w/enclosures)  
Victim Advocacy Division