

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

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Appeal from Spartanburg County  
Court of General Sessions

Honorable Edward W. Miller, Circuit Court Judge

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Appellate Case No. 2018-001465

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**RECEIVED**  
FEB 20 2019  
SC Court of Appeals

THE STATE,

V.

RESPONDENT,

ERIC DALE MORGAN,

APPELLANT.

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SECOND MOTION EXTENSION OF TIME

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Appellant, Eric Dale Morgan, through undersigned counsel, respectfully requests the Court grant an extension of time in which to serve and file Appellant's Initial Brief, currently due to be filed on February 21, 2019. Specifically, undersigned counsel requests an additional twenty (20) days in which to file the Initial Brief. In support of this motion, undersigned counsel would show this Court:

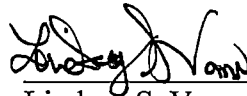
- (1) This Court granted Appellant's first extension request, extending the deadline to file and serve the Initial Brief until February 21, 2019.
- (2) Undersigned counsel has consulted with counsel for Respondent who consents to the above requested twenty (20) day extension of time.
- (3) Since this Court granted the initial extension, undersigned counsel prepared for and litigated an evidentiary hearing in the capital post-conviction relief case of Stephen

Stanko on remand from the South Carolina Supreme Court. *State v. Stanko*, 2008-CP-22-01446 (on remand from Appellate Case No. 2017-000211). The hearing was held in Georgetown County on January 28 and 29, 2019.

- (4) Undersigned counsel also represents Stephen Stanko in his Horry County capital post-conviction relief appeal proceedings and prepared and filed a Reply to the State's Return to the Petition for Writ of Certiorari on February 19, 2019. *Stanko v. State*, Appellate Case No. 2017-002281.
- (5) Undersigned counsel represents Anthony Woods in his capital post-conviction relief proceedings and appeared at a February 7, 2019 hearing on the State's Motion to Dismiss and prepared and filed a written return to the Motion to Dismiss on February 19, 2019. *Woods v. State*, 2018-CP-14-00382.
- (6) Undersigned counsel represents Rickey Lee Blackwell in his capital post-conviction relief proceedings and prepared and filed an Amended Post-Conviction Relief Application filed on February 19, 2019. *Blackwell v. State*, No. 2018-CP-42-00928.

For the above reasons, which counsel believes constitute good cause under this Court's Order Dated March 18, 2009, undersigned counsel requests that this Court extend the deadline for filing Appellant's Initial Brief in this case an additional twenty (20) days.

Respectfully submitted,



Lindsey S. Vann, SC Bar No. 101408  
Justice 360  
900 Elmwood Ave., Suite 200  
Columbia, SC 29201  
(803) 765-1044

February 18, 2019.

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

\_\_\_\_\_  
Appeal from Spartanburg County  
Court of General Sessions

Honorable Edward W. Miller, Circuit Court Judge

\_\_\_\_\_  
Appellate Case No. 2018-001465  
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THE STATE,

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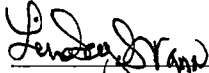
ERIC DALE MORGAN,

APPELLANT.

\_\_\_\_\_  
CERTIFICATE OF SERVICE  
\_\_\_\_\_

The undersigned hereby certifies that a copy of the Petitioner's Second Motion for Extension of Time was served by first class United States mail, postage prepaid, this 19<sup>th</sup> day of February 2019, upon the following:

Melody Brown  
Office of the Attorney General  
P.O. Box 11549  
Columbia, SC 29211

  
\_\_\_\_\_  
Lindsey S. Vann

February 19, 2019

The Honorable Jenny Abbot Kitchings  
South Carolina Court of Appeals  
PO Box 11629  
Columbia, SC 29211

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**SC Court of Appeals**

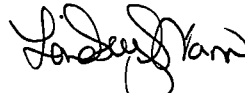
RE: *State v. Morgan*, No. 2018-001465

Dear Ms. Kitchings,

Please find enclosed for filing, along with certificate of service, the original and seven copies of the Appellant's Second Motion for Extension of Time. Please clock-in the extra copy and return it to me in the enclosed self-addressed stamped envelope.

If you should have any questions, please do not hesitate to contact me.

Kind Regards,

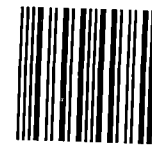
  
Lindsey S. Vann

cc: Melody Brown, Esq.

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**JUSTICE (360)** ADVANCING EQUALITY IN THE  
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SC Court of Appeals

The Honorable Jenny Abbot Kitchings  
South Carolina Court of Appeals  
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Columbia, SC 29211

**EXPECTED DELIVERY DAY: 02/20/19**

**USPS TRACKING NUMBER**



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