

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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APPEAL FROM GEORGETOWN COUNTY  
Court of General Sessions

Larry B. Hyman, Jr., Circuit Court Judge

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Appellate Case No. 2018-002056  
Lower Case Nos. 2014-GS-22-00803 | 2014-GS-22-00804

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**RECEIVED**  
APR 01 2019  
SC Court of Appeals

The State, .....Respondent,

v.

Randy Collins,.....Appellant,

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**APPELLANT’S MOTION FOR EXTENSION OF TIME  
TO FILE APPELLANT’S INITIAL BRIEF AND DESIGNATION OF MATTER**

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Pursuant to South Carolina Appellate Court Rules 240 and 263(b), Appellant Randy Collins moves for an extension of thirty (30) days from the existing deadline to file Appellant’s Initial Brief and Designation of Matter to be Included in the Record on Appeal in this matter. Court Appointed Trial Counsel for Appellant filed the initial Notice of Appeal on November 16, 2018. The South Carolina Commission on Indigent Defense, Division of Appellate Defense, co-counsel for Appellant, received the entire transcript of the one-week trial in this matter on February 12, 2019. The trial transcript consists of approximately 878 pages.

Co-counsel for Appellant filed a Motion to Appoint Counsel on March 8, 2019. Pursuant to the 2018 Appellate Practice Project, conducted with the South Carolina Bar, the Division of Appellate Defense moved to have E. Brandon Gaskins appointed as lead counsel for Appellant,

with Chief Appellate Defender Robert E. Dudek to remain as co-counsel. The Court granted Appellant's Motion to Appoint Counsel in an Order dated March 20, 2019. Pursuant to the Court's Order, Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal are now due on or before April 19, 2019.

Appellant respectfully submits that a thirty (30) day extension to file his Initial Brief and Designation of Matter to be Included in the Record on Appeal is appropriate due to the volume of the corresponding record and Appellant's counsel's existing work demands and previously scheduled work commitments. The size of the transcript and corresponding record will make it difficult for Appellant's counsel to analyze and designate the matters to be included in the record, fully research the legal issues involved in this matter, and prepare and file the Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal under the existing deadline.

Appellant's Initial Brief and Designation of Matter to be Included in the Record on Appeal will be due on or before May 19, 2019, if the extension is granted.

Respectfully submitted,



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Moore & Van Allen PLLC  
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Phone: (843) 579-7038  
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*Court Appointed Lead Counsel for Appellant*

Robert M. Dudek, Chief Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense

1330 Lady Street, Suite 401  
Post Office Box 11589  
Columbia, SC 29201  
Phone: (803) 734-1330  
Facsimile: (803) 734-1330

*Co-counsel for Appellant*

March 29, 2019  
Charleston, SC

THE STATE OF SOUTH CAROLINA  
In The Court of Appeals

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**PROOF OF SERVICE**

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This is to certify that I have this day served counsel for the Respondent in the foregoing matter with a copy of the foregoing *Appellant's Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter* by depositing the same in the United States Mail with adequate postage affixed thereon to ensure delivery, addressed as follows:

Alan McCrory Wilson, Esquire  
John Benjamin Aplin, Esquire  
South Carolina Office of the Attorney General  
Rembert Dennis Building  
1000 Assembly Street, Room 519  
PO Box 11549 (29211)  
Columbia, SC 29201

*E. B. Gaskins*

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E. Brandon Gaskins (S.C. Bar No. 72374)  
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*Court Appointed Lead Counsel for Appellant*

Robert M. Dudek, Chief Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
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Facsimile: (803) 734-1330

*Co-counsel for Appellant*

March 29, 2019  
Charleston, SC

**Moore&VanAllen**

March 29, 2019

E. Brandon Gaskins  
Attorney at Law

T 843 579 7038  
F 843 579 8738  
brandongaskins@mvalaw.com

**VIA U.S. MAIL**

The Honorable Jenny Abbott Kitchings  
Clerk, South Carolina Court of Appeals  
1220 Senate Street  
Post Office Box 11629  
Columbia, SC 29211

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APR 01 2019  
SC Court of Appeals

Moore & Van Allen PLLC

78 Wentworth St.  
Charleston, SC 29401-1428

Mailing Address:  
Post Office Box 22828  
Charleston, SC 29413-2828

**Re: *The State v. Randy Collins***  
**Appellate Case No. 2018-002056**  
**Lower Court Case Nos. 2014-GS-22-00803; 2014-GS-22-00804**  
**MVA File No. NB7900.16**

Dear Ms. Kitchings:

Enclosed for filing in the above-referenced matter please find an original and seven (7) copies of Appellant's Motion for Extension of Time to File Appellant's Initial Brief and Designation of Matter, and Proof of Service. Please file the original and return a filed-stamped copy to our office in the self-addressed stamped envelope provided.

Thank you for your assistance with this matter.

Sincerely,

**MOORE & VAN ALLEN PLLC**



E. Brandon Gaskins

EBG/meh  
Enclosures: as stated.

cc: Robert Michael Dudek, Esquire (*w/enclosure*)  
Alan McCrory Wilson, Esquire (*w/enclosure*)  
John Benjamin Aplin, Esquire (*w/enclosure*)  
Randy Collins (*w/enclosure*)



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**SC Court of Appeals**

**Moore & Van Allen**

**Moore & Van Allen PLLC**

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