

STATE OF SOUTH CAROLINA  
IN THE COURT OF APPEALS

Appeal from Greenville County  
The Honorable Robin B. Stilwell, Circuit Court Judge

RECEIVED  
MAY 15 2019  
SC Court of Appeals

THE STATE,

RESPONDENT,

v.

JAHRU HAROLD SMITH,

APPELLANT.

Appellate Case No. 2018-000505

**MOTION FOR SECOND EXTENSION OF TIME TO FILE  
INITIAL BRIEF OF RESPONDENT AND DESIGNATION OF MATTER**

Respondent, the State, moves this Court for an extension for an additional thirty (30) days in which to file the Initial Brief of Respondent and Designation of Matter. This is Respondent's second request for an extension of time in which to file the brief. In support of the request, undersigned counsel would respectfully show the Court:

1. Counsel filed the Initial Brief of Respondent and Designation of Matter in the case of The State v. Gregory Sanders, Appellate Case No. 2018-000911, a Hampton County direct appeal matter on April 29, 2019;

2. Counsel is currently working on the Initial Brief of Respondent and Designation of Matter in the case of, The State v. John McCarty, Appellate Case No. 2017-002377, a Pickens County direct appeal matter that was reassigned to undersigned counsel to assist with the workflow in the Capital Litigation Division; and

3. Counsel has done some work preparing the Initial Brief of Respondent and Designation of Matter in this case.

Due to counsel's involvement in these and other matters pending in state and federal court, counsel has been unable to timely complete the brief in this proceeding and would request a thirty (30) day extension within which to do so. This request is made in good faith, and not for the purpose of delay.

WHEREFORE, premises considered, counsel hereby respectfully requests a thirty (30) day extension of time to serve and file the Initial Brief of Respondent and Designation of Matter.

Respectfully submitted,


ALAN WILSON  
Attorney General

DONALD J. ZELENKA  
Deputy Attorney General

MELODY J. BROWN  
Senior Assistant Deputy Attorney General

MICHAEL D. ROSS  
Assistant Attorney General  
S.C. Bar # 73986

By:



Office of the Attorney General  
Post Office Box 11549  
Columbia, South Carolina 29211  
Telephone: (803) 734-6305

May 15, 2019.

**ATTORNEYS FOR RESPONDENT**

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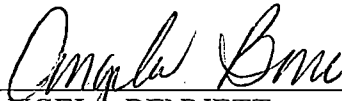
Appellate Case No. 2018-000505

**CERTIFICATE OF SERVICE**

I, Angela Bennett, certify that I have served Respondent's Motion for a Second Extension of Time on counsel for Appellant, by depositing two copies of same in the United States mail, postage prepaid, to counsel for appellant, addressed as follows:

Kathrine H. Hudgins, Appellate Defender  
South Carolina Commission on Indigent Defense  
Division of Appellate Defense  
PO Box 11589  
Columbia, SC 29211-1589

This 15<sup>th</sup> day of May, 2019.

  
ANGELA BENNETT  
Administrative Coordinator

Office of Attorney General  
Post Office Box 11549  
Columbia, SC 29211  
(803) 734-6305



ALAN WILSON  
ATTORNEY GENERAL

May 15, 2019

The Honorable Jenny A. Kitchings  
Clerk, South Carolina Court of Appeals  
Post Office Box 11629  
Columbia, South Carolina 29211

Re: *The State v. Jahru Harold Smith*  
Appeal from Greenville County  
Appellate Case No. 2018-000505

Dear Ms. Kitchings:

Enclosed for filing in your office is the original and six (6) copies of Respondent's Motion for Second Extension of Time to File Initial Brief of Respondent and Designation of Matter along with the Certificate of Service in the above-referenced case

Thank you for your assistance in this matter.

Sincerely,

Angela Bennett  
Legal Assistant to Michael D. Ross  
Assistant Attorney General

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MDR/ab  
Enclosures

cc: Kathrine H. Hudgins, Esquire  
Victim Advocacy Division